2005

Minutes

#92

BOARD OF PUBLIC WORKS MINUTES
JANUARY 5, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey and Marilyn Huth. John Suarez – Absent
Greg Meszaros – Public Works and Utilities. Mark Gensic, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Mary Jane Slaton - Water Resources. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of December 22, 2004.

   Ryan Chasey moved approval. Motion carried.

2. Approval of Construction Contract #1660-2004, *High Service Pumps 11 and 12 Improvements* between the City of Fort Wayne and Maddox Industrial in the amount of $97,000.00.

   Ryan Chasey moved approval. Motion carried.

3. Approval of Construction Contract #1685-2004, *Plant 2 Flocculator Drives & Shafts* between the City of Fort Wayne and Maddox Industrial Contractors in the amount of $369,500.00. Council approval has been requested.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Construction Contract #1717-2004, *General CIPP 2004 Package #3* between the City of Fort Wayne and Insituform Technologies in the amount of $894,940.00. Council approval has been requested.

   Ryan Chasey moved approval. Motion carried.

5. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Contract #7024-04, *Public Sidewalk Curb Ramp Package 6-2003* as an integral part of the City's transportation system.

   Ryan Chasey moved approval. Motion carried.

6. Approval of recommendation from Engineering Support Services to accept the work performed by Maddox Industrial Contractors for Contract #1663-04, *Engle Road Lift Station* as an integral part of the City's sanitary sewer system.

   Ryan Chasey moved approval. Motion carried.

7. Approval of recommendation from Engineering Support Services to accept the work performed by Frontier Contractors for Contract #2004-W-19, *Creekwood Section V - Water*, as an integral part of the City's water distribution system.

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Ryan Chasey moved approval. Motion carried.

8. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn, Inc. for Contract #2004-S-21, *St. Joe Center Road Vet Hospital – Sanitary,* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

9. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating, Inc. for Contract #2004-S-25, *Woodland Lake Section XII – Sanitary* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

10. Approval of Encroachment License Agreement between the City of Fort Wayne and Urban Chic Design located at 614 Harrison Street for a two-piece awning to encroach Harrison Street's Right-of-Way.

Ryan Chasey moved approval. Motion carried.

11. Approval of Encroachment License Agreement between the City of Fort Wayne and Metropolitan Title located at 616 Harrison Street for an awning to encroach at the northwest corner of Harrison and Pearl Streets.

Ryan Chasey moved approval. Motion carried.

12. Approval of Development Plan for *Creekwood Section V Subdivision* consisting of 29 lots on 16.79 acres.

Ryan Chasey moved approval. Motion carried.

13. Approval of Partial Release of Escrow received from R. E. Crosby for *Fire Stations Numbers 12, 16 and 17* in the amount of $21,068.35.

Dan Brenner: Star Bank is still holding $31,003.35 in an escrow account related to these projects. Our contractor R.E. Crosby requested the release of these funds, however, there is a pay dispute with one of their sub-contractors. We have informed R.E. Crosby that we will withhold those funds in the amount of $9,935.00 until the issue is resolved. We are asking the Board to approve the release of the difference in the amount of $21,068.35. After the dispute has been resolved, we will return to the Board and ask for the release of the remaining funds.

Gina Kostoff: Will the remaining funds cover the amount of the dispute in question?
Dan Brenner: Yes.

Ryan Chasey moved approval. Motion carried.

14. Approval of Assessment Roll for Contract #7025-04, *Miscellaneous Construction Package 5A-04* in the amount of $29,443.75.

Ryan Chasey moved approval. Motion carried.

15. Approval of Write-offs from General Accounting for delinquent accounts in the amount of $29,519.02.

Ryan Chasey moved approval. Motion carried.

16. Approval of Barrett Law Claims in the amount of $733.91 for the week of January 5, 2005.

Ryan Chasey moved approval. Motion carried.

17. Approval of General Accounting Claims in the amount of $4,350,865.23 for the week of December 30, 2004.

Ryan Chasey moved approval. Motion carried.

18. Approval of General Accounting Claims in the amount of $28,487,952.97 for the week of January 5, 2005.

Ryan Chasey moved approval. Motion carried.

19. Old Business:

20. New Business:

Meeting adjourned at 9:10 a.m.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JANUARY 5, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:10 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff and Marilyn Huth. John Suarez – Absent.
Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department.
Mark Gensic, Justin Brugger – Planning and Design Services. Michelle Nelson – Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of December 22, 2004.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #92-4-2, *Sunshine Avenue – Garden Club Drives* confirming Resolution #1618-04 of the Stormwater Management Board appropriating and condemning real property for use by the City of Fort Wayne, Indiana for construction of the Sunshine Avenue – Garden Club Drives storm sewer improvements.

   Gina Kostoff moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing, Inc., for Contract #2004-ST-7, *Stellhorn Crossing - Storm*, as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Approval of recommendation from Engineering Support Services to accept the work performed by Frontier Contractors, Inc. for Contract #2004-ST-13, *Creekwood Section V – Storm,* as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned at 9:13 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

absent

John Suarez, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

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ALLEN COUNTY

BOARD OF PUBLIC WORKS

IN RE: RESOLUTION FURTHER AMENDING RESOLUTION 90-402-39 AWARDING THE DAMAGES SUSTAINED AND ASSESSING THE BENEFITS ACCRUED TO CERTAIN REAL AND PERSONAL PROPERTY AND CONFIRMING RESOLUTION 89-183-6 AND RESOLUTION 91-250-9 OF THE BOARD OF PUBLIC WORKS APPROPRIATING AND CONDEMNING REAL AND PERSONAL PROPERTY TO RESCHEDULE THE REMONSTRANCE HEARING

Resolution Number: 91-336-3

PUBLIC HEARING & BUSINESS SESSION

JANUARY 12, 2005

ROLF REPORTING, INC.
323 Harrison Place
919 South Harrison Street
Fort Wayne, Indiana 46802
260-426-3757 Fax: 260-424-5116

000709

Board Members:

Regina A. Kostoff, Chairman
John Suarez, Member
Ryan P. Chasey, Member
Marilyn Huth, Clerk of the Board

I N D E X

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ALLEN COUNTY BOARD OF PUBLIC WORKS

PUBLIC HEARING:

William Etzler 5

Thomas Theodore Nitza, Jr. 5

BUSINESS SESSION:

Thomas Theodore Nitza, Jr. 8

ALLEN COUNTY BOARD OF PUBLIC WORKS

PUBLIC HEARING - JANUARY 12, 2005

MS. KOSTOFF: Good morning. I will call to order the Remonstrance Hearing on the valuation of Aqua Source, North regarding Resolutions 89-183-6, 89-211-1, 90-402-39, 91-250-9, and 91-360-7. My name is Gina Kostoff, I'm Chair of the Board of Public Works and Utilities Services Manager for the Division of Public Works and Utilities. To my right are Board Members John Suarez and Ryan Chasey. To my left is Marilyn Huth, Clerk to the Board. And, our court reporter is Rhonda Mullholand from Rolf Reporting, Incorporated.

Today's hearing will abide by the following procedures. Aqua Indiana will present why it disputes the present valuations of the property in question. The Board of Public Works will accept and review any supporting documentation Aqua Indiana may present. The City of Fort Wayne will have the opportunity to respond to Aqua Indiana's presentation. And, the City of Fort Wayne will have the opportunity to review any documentation Aqua Indiana may present.

So, at this point, would Aqua Indiana please step forward and make their presentation. Good morning.

MR. ETZLER: Good morning. I'm William Etzler. I'm Vice President/Regional Manager for Aqua Indiana. And, my presentation will be very brief this morning. We have a document that we would like to present to the Board and enter into the record for your review and consideration. And, that will conclude our presentation this morning.

MS. KOSTOFF: Thank you. Will the City of Fort Wayne please step forward and make their presentation.

MR. NITZA: Thank you, Board. This information has already been presented, but I offer it to have it in the record. Good morning, Board. My name is Thomas Theodore Nitza, Jr. I'm a contracted program manager with the City of Fort Wayne's Division of Utilities, focusing on growth and expansion issues for the drinking water and sanitary sewer utilities. A significant amount of my time involves the relationship between Aqua Indiana and the City of Fort Wayne, including the City's efforts to acquire through condemnation, or negotiated purchase, the northern assets of Aqua Indiana.

In 2003, this Board of Public Works and Utilities commissioned two contracts to determine the value of the north system of Aqua Indiana for use in condemnation proceedings. And, it resulted in two

independent valuations of the north systems of Aqua Indiana.

The appraisal report prepared by Malcolm Pirnie utilized an asset based method known as "Replacement Cost Less"--"Replacement Cost New Less Accumulated Depreciation." This method determined the current cost of replacing the existing assets, then deducted Indiana Utility Regulatory Commission consistent depreciation.

The appraisal report prepared by Crowe Chizek and Company relied on income and market approaches to determine the fair market value of the north system. Their income approaches used a discounted net cash flow method to derive a value. Their market approaches applied publicly traded company guidelines and comparative market transactions.

The average of these two initial appraisals was first established in December, 2003, to be $17,202,499.50. In September of 2004, this Board commissioned updates to those same appraisals from December of 2003. Crowe Chizek and Malcolm Pirnie completed their updates utilizing subsequent annual reporting and other publicly available documents to complete their updates. The average of these two updated appraisals is $14,749,500.00, stating a drop

in value of slightly more than $2.4 million.

Now that Aqua Indiana has utilized its opportunity to offer a remonstrance to these valuations, and submitted written testimony, City staff is available to review the materials and present findings and any recommendations to the Board. As such, City staff will propose a resolution at its next opportunity with the Board to authorize any such review.

This concludes the statements of the City of Fort Wayne.

MS. KOSTOFF: Are there any questions from the Board to either Aqua Indiana or the City of Fort Wayne. (No response.) Seeing none, we will close the Remonstrance Hearing and we will reconvene the Board of Public Works to consider new business. Thank you.

(Adjourned 10:04 a.m.)

***

MS. KOSTOFF: Good morning. I will reconvene the Board of Public Works for January 12th, 2005. My name is Gina Kostoff, I'm Chair of the Board of Works. Board members John Suarez and Ryan Chasey are to my right. Clerk to the Board, Marilyn Huth is to my left. Our court reporter is Rhonda Mullholand from Rolf Reporting, Incorporated. Is there any new business to be brought before the Board this morning?

MR. NITZA: Yes, Board Chair. My name is Ted Nitza. I'm with the City of Fort Wayne's Division of Utilities. I would like to request a resolution, and would first ask for a resolution number to be assigned to it.

MS. HUTH: That resolution number is 92-9-3.

MR. NITZA: Thank you. Again, my name is Ted Nitza with the Division of Public Works and Utilities. Before you is a resolution proposing that the Board authorize City officers to take such action, enter into such agreements, and engage such professionals as are necessary, desirable, or appropriate, to accomplish the purposes of this resolution, including, without limitation, performance of a review of the materials submitted during the remonstrance hearing, and to present the Board the

findings and any recommendations to said review.

The "remonstrance hearing" refers to the remonstrance hearing afforded to Aqua Indiana in regards to the condemnation effort by the City of Fort Wayne for the northern assets.

The resolution goes on then to require that affected property owners, Aqua Indiana, to be given notice of this resolution. I do recommend approval of this resolution and can address any comments, questions, or concerns that the Board may have at this time.

MS. KOSTOFF: Are there any questions for Ted this morning? (No response.) Being none, I make a motion to approve Resolution 92-9-3.

MR. SUAREZ: Second.

MS. KOSTOFF: All those in favor.

MR. SUAREZ: Aye.

MR. CHASEY: Aye.

MS. KOSTOFF: Aye. Thank you, Ted. Is there any other new business to be brought before the Board this morning. (No response.) Seeing none, we are adjourned. Thank you.

(Adjourned 10:07 a.m.)

* * *

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

REPORTER'S CERTIFICATE

I, Rhonda M. Mullholand, a Notary Public in and for the State of Indiana, County of Allen, do hereby certify that the above and foregoing is a true and accurate transcript of the Board of Public Works of the City of Fort Wayne, held before me on January 12, 2005, in the Omni Room, City-County Building, 1 East Main Street, Fort Wayne, Allen County, Indiana; that I am not related to, employed by or interested in any of the parties to this cause of action.

IN WITNESS WHEREOF, I have hereto affixed my hand and seal this 17th day of January, 2005.

NOTARY PUBLIC SEAL STATE OF INDIANA

Rhonda M. Mullholand, Notary Public
Residing in Allen County, Indiana

My Commission Expires:
June 21, 2009

REMONSTRANCE HEARING
JANUARY 12, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 10:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Ron Sheppard – Engineering Support Services. Ted Nitza – Water Resources. Kristine Degabriele – Law Department. Greg Meszaros – Public Works and Utilities. John Perlich – Public Information Officer. Len Poehler – City Utilities Administration. Molly McCray – City Clerk Resources. James Howard – Purchasing Department. Michelle Nelson – Public Works Administration.

Rolf Court Reporting Services: Rhonda M. Mullholand, Court Reporter

In attendance: William G. Etzler, Regional Manager of Aqua Indiana (fka Aqua Source), 2200 West Cook Road. Daniel J. Borgmann, Attorney representing Aqua Indiana, 300 Metro Building. Cindy Larson, News Sentinel.

Gina Kostoff: Is there any new business to be brought before the Board this morning?
Ted Nitza: Yes, Board Chair. I would like to present a Resolution this morning, but first would ask for that Resolution number at this time.
Marilyn Huth: The Resolution number is 92-9-3.

Ted Nitza: Before you is a Resolution proposing the Board authorize City officers to take such action, enter into such agreements and engage such professionals as are necessary desirable or appropriate to accomplish the purposes of this Resolution, including without limitation, performance of a review of the materials submitted during the Remonstrance Hearing and to present to the Board the findings and recommendations to said review.

The Remonstrance Hearing refers to the Remonstrance Hearing ordered to Aqua Indiana in regards to the condemnation effort by the City of Fort Wayne for their northern assets. The Resolution goes on then to require that affected property owners, Aqua Indiana be given notice of this Resolution. I do recommend approval of this Resolution and can address any comments, questions or concerns you may have at this time.

Gina Kostoff: Are there any questions for Ted this morning? Seeing there are no questions, I make a motion to approve Resolution #92-9-3. John Suarez moved approval. Motion carried.

BOARD OF PUBLIC WORKS MINUTES
JANUARY 12, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Mario Trevino – Transportation Engineering Services. Dave Ross – City Engineering. Nancy Townsend – Development Services. Len Poehler – City Utilities Administration. John Perlich – Public Information Officer. Chuck Bailey – Contract Compliance. Ted Nitza – Water Resources. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of January 5, 2005.

   Ryan Chasey moved approval. Motion carried.

2. Approval of the Joint meeting minutes between the Board of Public Works and Stormwater Management for the 2005 City Utilities' Annual Budget for the week of December 22, 2004.

   John Suarez moved approval. Motion carried.

3. RECEIVE BIDS: Improvement Resolution #1567-04, *Northwest Feeder Main, Phase II.*

BIDDER	BID AMOUNT
All Star Construction	$2,334,796.00
Earth Construction	$2,299,553.50
Land Construction	**$2,035,749.16**
Reynolds, Inc.	$2,413,419.00
Engineer's Estimate	$2,295,000.00

4. RECEIVE BIDS: Improvement Resolution #1642-04, *Trier Road Sanitary Sewer Replacement Project.*

BIDDER	BID AMOUNT
Bercot, Inc.	$925,933.00
Bunn, Inc.	**$839,512.00**
Fleming Excavating	$987,079.58
Land Construction	$1,020,642.00
Engineer's Estimate	$684,901.00

5. Improvement Resolution #1589-2003, Work Order #65066, *Plant 3 Winterization.*

   Mark Gensic: This project has been in the planning for a couple of years. It is our intent to improve the capabilities of the Three Rivers Filtration Plant to run Plant #3 longer in the fall and earlier in the spring. The project involves covering some outside motors and chain drives and several other hardening improvements. We have done an extensive evaluation to best winterize the Plant, something that is feasible and economical. We are happy to be moving forward with this and it is in our budget.

Ryan Chasey moved approval. Motion carried.

6. Approval of Professional Services Agreement between the City of Fort Wayne and Rita Ann Gabriel & Associates for Contract #6952-03, Work Order #11770, *Lahmeyer and St. Joe Center Road Appraisals for two parcels*. Compensation for services performed shall be a not-to-exceed amount of $3,700.00.

Dave Ross: This is a signalized intersection project. We have completed the engineering on this project and we are into the right-of-way acquisition for these two properties. This agreement is for Rita Gabriel & Associates to perform the appraisal on these properties.

John Suarez moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Rita Ann Gabriel & Associates for Work Order #11801, *Ardmore and Taylor Street Appraisals for Six Parcels*. Compensation for services performed shall be a not-to-exceed amount of $13,750.00.

Dave Ross: This is another signalized intersection project. We have substantially completed the engineering and the right-of-way acquisition. Here again we are asking Rita Gabriel & Associates to perform the appraisal on these properties.

Ryan Chasey moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for Work Order #11791, *Time Corners Traffic Improvements Right-of-Way Engineering*. Compensation for services performed shall be $15,238.00.

Dave Ross: This is the large project at Times Corners. We have substantially completed the engineering, but we have some minor right-of-way acquisitions we need for this project. One is primarily for the new sidewalk that we plan to put down along Getz Road. Bonar Group will be performing the right-of-way engineering, which consists of putting together the descriptions and drafting the plats. This information will then be used for the appraisals.

John Suarez moved approval. Motion carried.

9. Approval of Sanitary Sewer Contract #2004-S-43, *6564 Hazelett Road* between the City of Fort Wayne and Rex L. McFarren to construct a local sanitary sewer system to serve 6564 Hazelett Road. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This is a contract that will include the extension of 417 lineal feet of 8-inch sewer and two manholes. It will provide service to four existing homes located on the east side of Hazelett Road, between St. Joe Center and Rothman Road.

Ryan Chasey moved approval. Motion carried.

10. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #6996-04, *Harvester Avenue – Birchwood to Fleetwood*, decreasing the original contract price by $6,294.50. Including this Change Order the new contract price will be $78,441.62.

Mario Trevino: This project is located in the 6th District. This final change order reconciles our actual quantities versus our estimated quantities. We estimated high on concrete pavement, drives, ramps, compacted aggregate, topsoil and backfill material. We constructed more walk and used more barricades than anticipated. We created three new items in the contract: 1) the removal of a ten-inch tree and stump, 2) the planting of a new tree and, 3) a new casting lid.

This resulted in a decrease in the Change Order for $6,294.50.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #2 & Final between the City of Fort Wayne and All Star Construction & Excavating for Contract #583-1998, *Forest Avenue Area Storm Sewer* increasing the original contract price by $196,180.47. Including this Change Order the new contract price will be $1,506,381.97.

Ron Sheppard: This is a Change Order on one of our capacity projects that we did in a northside neighborhood. We had a number of items, almost sixty, with either a plus or a minus by the time we completed this Change Order. The area streets really suffered while we were doing the removal and loading of the trucks, so we applied more asphalt to build the streets back up and constructed more curbs. We included these costs into the project, so the property owners would not have to pay for them.

Another area we did work was at the corner of Parnell and Forest where we crossed underneath our raw water mains. Those are valuable mains because that is how we get our water down to the Filtration Plant, so we added flowable fill to that particular spot just so there would not be any settling. In doing that particular crossing, we uncovered the 6-inch water mains from the early twenties' and thirties'. We cut those out and put in new water mains at the entire intersection. Although we had a number of additions on this project, most of them were unforeseen. These two large items is where the utility does not want to have settling problems, either with the Raw Water Main or the St. Joe Interceptor. Overall the project was completed on time and works very well.

Ryan Chasey: Since I have been appointed to the Board in August, it seems like there have been a number of large contracts that have gone to All Star. I have not gone back and did any research, but it seems inevitably a huge Change Order comes through like this one for just under 20% for several hundred thousand dollars. Is this a problem with our estimating or on All Star's estimating?

Ron Sheppard: A lot of the projects that All Star had been getting were rather large projects. In digging those projects you are never certain what you may encounter. I did a slight study on some of the water main projects we had a few years ago. In comparing numbers, we are still at about 3% overall for all of our projects. In looking at what our low bid was and adding in the change order percentage versus what the second bidder had, we were still at about 8% under of what the second bidder would have had and we still would have had those change order items. I don't know if it is necessarily All Star or that All Star has been the lowest bidder on those projects.

Greg Meszaros: Ryan, you did make a good point. We will go back and look over the last year or so to see if there are any unusual patterns with any of All Star's change orders, given that we have had a couple of larger ones.

Ryan Chasey: Ron, I am glad that you have looked into this. I haven't gone back through all the agendas since I started, but in my mind I do remember a few of the big ones. I would be interested to hear what you find as you go back.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and National Power Rodding for Contract #1542-2002, *North Maumee Cleaning* decreasing the original contract price by $18,475.81. Including this Change Order the new contract price will be $95,587.01.

Ron Sheppard: The largest decrease on this Change Order is that we did not use the work allowance or we did not use the entire work allowance. National Power Rodding was cleaning the North Maumee Interceptor right before the flood, so it did take some time before it was completed.

John Suarez moved approval. Motion carried.

13. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #91-71-9, *Emergency Repair 2004,* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

14. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #6996-04, *Harvester Avenue – Birchwood to Fleetwood* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

15. Approval of recommendation from Transportation Engineering Services to accept the work performed by Garcia Concrete for Construction Contract #7021-04, *IIT – Current Mechanical Improvements, Phase I* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

16. Approval of Grant Agreement between the City of Fort Wayne and the Reclamation Project, Inc. in which the City agrees to allocate $10,000.00 from District 5 CEDIT funds to offset the interior asbestos abatement expenses incurred by the Reclamation Project.

Gina Kostoff: Is there anyone here to discuss this item? Seeing that no one is here, I move to table this item.

John Suarez moved to table Item #16. Motion carried.

17. Approval of Development Plan for *Kensington Downs East Section V* consisting of 15 lots on 6.15 acres.

Ryan Chasey moved approval. Motion carried.

18. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks Project in the amount of $279,592.00.

John Suarez moved approval. Motion carried.

19. Approval of General Accounting Claims in the amount of $5,124,118.68 for the week of January 12, 2005.

Ryan Chasey moved approval. Motion carried.

20. Old Business:

21. New Business:

Gina Kostoff: The Board of Public Works will now adjourn and we will conduct the scheduled Remonstrance Hearing for AquaSource North at 10:00 a.m.

We will then briefly reconvene after the hearing to consider any other business that may arise.

Meeting adjourned at 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JANUARY 19, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Mario Trevino – Transportation Engineering Services. Chuck Bailey – Contract Compliance. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of January 12, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1617-2004, *Elyetta, Henrietta and Strathmore Water Main Replacement.*

BIDDER	HDPE Pipe	Ductile Iron Pipe
All Star Construction	**$250,767.50**	
Blue Badger	$363,737.15	
Culy Construction		$358,513.00
Earth Construction	$269,323.95	
Engineer's Estimate	$270,000.00	

3. AWARD: Resolution #1567-04, *Northwest Feeder Main, Phase II* to Land Inc. in the amount of $2,035,749.16. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

4. AWARD: Resolution #1642-2004, *Trier Road Sanitary Sewer Replacement* to Bunn Excavating Inc. in the amount of $839,512.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. Approval of Resolution #92-9-5, for the *Conservation Easement for Camp Scott Wetlands.*

   Justin Brugger: The Conservation Easement before you is a deed restriction that limits the use of land to protect its conservation values. The City will maintain ownership while forfeiting some of the rights associated with the land. This agreement is between the City of Fort Wayne and both the Army Corp of Engineers and the Indiana Department of Environmental Management. It is necessary because of the construction of the stormwater detention passive treatment facility that Camp Scott required for the discharge of clean fill into wetlands.

   One of the conditions for approval of the water quality certification given to us by IDEM required the creation of the wetland mitigation plan. In consideration of the foregoing and for purpose of protecting ecological value and integrity of the mitigation wetland, we wish to declare restrictions and covenants for a period of fifty years and those include: no excavation at

the site, no change to the grade, no ditching or draining, no fill, no mowing or removal of vegetation except for exotic or invasive species, no waste dispose, no utilities, pavements, curbs or paved walkways and no pesticides or herbicides without approval by IDEM.

Ryan Chasey moved approval. Motion carried.

6. Approval of Change Order #2 & Final between the City of Fort Wayne and E&B Paving for Contract #6994-04, *Resurfacing Package 1 – 2004,* decreasing the original contract price by $17,943.27. Including this Change Order the new contract price will be $918,426.73.

Mario Trevino: This final Change Order before you will identify some large increases and decreases on this project. The first significant decrease is from our planned quantities for the tack coat item. Where the contractor had just placed the binder course, we did not require him to put a tack coat if he was going to follow up with surface immediately after. The binder quantity was higher than anticipated, but we milled a little deeper on a couple of streets and required more quantity there. We traded off surface #11 for surface #12 quantity. We used a little more bituminous mix for approach quantities where we went a little further back on some of the approaches and also included some approaches where we extended the limits on our streets. We did not use all the patching quantity in some areas after the milling operation did not appear as severe as originally thought. We only used one third of the original inlet casting quantity and we used more manhole adjustment rings than anticipated. All the other items were either marginally over or under the planned quantity.

John Suarez moved approval. Motion carried.

7. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing for Contract #2004-W-09, *Stellhorn Crossing* as an integral part of the City's water distribution system.

Ryan Chasey moved approval. Motion carried.

8. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing for Contract #2004-W-20, *Ashton Pointe Section I*, as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

9. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing for Contract #2004-S-09, *Stellhorn Crossing* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Robbco, Inc. for Resolution #04-03, *Restoration of WPCM Utility Cuts* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Robbco, Inc. for Resolution #04-04, *Restoration of Water Maintenance Utility Cuts* as an integral part of the City's water distribution system.

Ryan Chasey moved approval. Motion carried.

12. Approval of Development Plan for the Stellhorn Crossing Shopping Center located at the corner of Stellhorn and Maysville Roads. The development consists of approximately 27 acres.

John Suarez moved approval. Motion carried.

13. Approval of Intergovernmental Memorandum of Understanding between the City of Fort Wayne and the Board of Park Commissioners for the construction of a water main through Lawton Park.

Matthew Wirtz: This Memorandum is in regards to the Feeder Main project that was awarded earlier in the agenda today. The route that we are using to construct the project passes through Lawton Park and crosses under Clinton Street. This agreement is between City Utilities and the Park Board for that alignment, which gives us a permanent easement for the water main and also works out the restoration issues with the Parks Department. Our contractor is going to final grade and clean up the trench area. The Parks Department is going to have their employees restore the area to their specifications and likes, as well as remove and replace a few small trees. This agreement helps us reimburse those costs back to them, which have been estimated within this agreement. We have included some safety requirements in the contract documents as well.

Ryan Chasey moved approval. Motion carried.

14. Approval of Partial Release of Escrow from Bunn Excavating for Resolution #1585-2004, Work Order #74877, *Lexington Avenue Area Sewer Separation* in the amount of $85,000.00.

John Suarez moved approval. Motion carried.

15. Approval of General Accounting Claims in the amount of $8,123,490.02 for the week of January 19, 2005.

Ryan Chasey moved approval. Motion carried.

16. Old Business:

1.) Approval of Grant Agreement between the City of Fort Wayne and the Reclamation Project, Inc. in which the City agrees to allocate $10,000.00 from District 5 CEDIT funds to offset the interior asbestos abatement expenses incurred by the Reclamation Project.

Rick Orr: As read, this is a $10,000.00 Grant offered by Councilman Pape to the Reclamation Project, which is the not-for-profit group that is doing the restoration to the old Rialto Theater. The specifics is the asbestos abatement which ended up being much more expensive than originally thought.

John Suarez: This was brought up about a month ago at which time I specifically asked about the asbestos abatement. I was told at that time it had been taken care of.
Rick Orr: It has been taken care of. This is a reimbursement of funds that they have already spent.
John Suarez: Then does this Grant clarify the amount?
Rick Orr: Yes.
Gina Kostoff: So our understanding is that perhaps the asbestos abatement cost more than the Reclamation Project intended?
Rick Orr: Yes, much more. It was about $23,000.00 and they thought it would be around $7,000.00. Actually, when Councilman Pape first made the commitment it was for the marquee. The schedule and timing didn't work out for that, so the executive director for the

Reclamation Project contacted Councilman Pape and asked if she could change the original intent for the Grant and he OK'd.

John Suarez moved approval. Motion carried.

17. New Business:

1.) Approval of recommendation from Engineering Support Services to accept the work performed by Mason Engineering for Resolution #1571-2003, Work Order #74785, *Secondary Clarifiers Rehabilitation* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

2.) Approval of Full Release of Escrow from Indiana Construction Corp. for Resolution #1571-2003, Work Order #74785, *Secondary Clarifiers Rehabilitation* in the amount of $11,490.20.

John Suarez moved approval. Motion carried.

Meeting adjourned at 9:16 a.m.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JANUARY 19, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:17 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Justin Brugger – Planning and Design Services. Mark Gensic – Planning and Design Services. Michelle Nelson – Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of January 5, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of the Joint meeting minutes between the Board of Stormwater Management and the Board of Public Works for the 2005 City Utilities' Annual Budget for the week of December 22, 2004.

   John Suarez moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors, for Contract #2004-ST-14, *Kensington Downs East Section V*, as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned at 9:22 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JANUARY 26, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Mike Hicks, Doug Fasick, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Doug Hilkey – Signal Shop. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Ted Nitza – Water Resources. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of January 19, 2005.

John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1652-04, *Three Rivers Filtration Plant Standby Emergency Generator Facility.*

BIDDER	BID AMOUNT	ALTERNATE 1
Bowen Engineering Corp.	3,242,241.00	14,250.00 (deduct)
Corporate Construction	3,274,694.00	9,994.00 (deduct)
Hagerman, Inc.	3,093,800.00	5,400.00 (add)
Hamilton Hunter	3,113,546.00	13,976.00
Michael Kinder & Sons, Inc.	3,129,000.00	7,030.00 (deduct)
R. E. Crosby & Son, Inc.	3,317,968.00	6,004.00 (deduct)
W.A. Sheets & Sons	3,025,000.00	4,000.00 (add)
Engineer's Estimate	$3,980,000.00	

3. Approval of Emergency Resolution #92-1-26-05-1, *1001 Edgewater Avenue.*

Mike Hicks: This is for the repair of one of our older sewer lines that has collapsed. It is a section of a 15-inch combination sewer in the alley behind 1001 Edgewater, between Oneida and Dearborn. At the present time the west 100 feet of the alley has been barricaded due to the collapse.

Ryan Chasey moved approval. Motion carried.

4. Approval of Resolution #92-1-26-05-2, *Rothman Road Area Utility Management Plan.*

Ted Nitza: This Resolution represents a success story for the Fort Wayne Utilities. Back in 1995, the Board adopted a resolution establishing a policy prohibiting the approval of new sewer extensions in high problem areas or red zones as they were called, which included this Rothman area as well as several other areas throughout the City. Over the past several years, millions of dollars of improvements have been made throughout the City in these areas and all but the Rothman area have been removed from that red zone designation.

This Board has accepted and approved improvements to the sanitary sewer and stormwater infrastructure systems in the Rothman area, including more than three miles of rehabilitated sewers and mains and major improvements to sanitary lift stations in the area. The staff now recommends the use of a utility management plan, rather than the red zone designation, as an appropriate and effective method of defining the specific policies, programs and procedures for this defined area to gradually remove the area from red zone protections.

The Resolution before you will do two primary things: 1) it will authorize and establish the Rothman Road Utility Management Plan, which includes the policies, programs and procedures for this specific area, and 2) it removes the designation of red zone from the Rothman area. Again, it represents the last red zone designation in the City from the initial 1995 designations. I do recommend approval and I can address any comments, questions or concerns you may have at this time.

One additional note, this by no means indicates we are done making improvements in the Rothman area. Capital improvement plans and millions of dollars of investment will continue to be made in this area over time.

John Suarez moved approval. Motion carried.

5. Approval of Professional Services Agreement between the City of Fort Wayne and Ned A. Byrer for consulting services on an as needed basis. Compensation for services performed shall be a not-to-exceed amount of $20,000.00.

Greg Meszaros: I am filling in for Len Poehler today. Some of the Board members may remember Ned Byrer. Ned was our long-term finance manager for the utilities for over ten years. He retired at the end of 2003, but we asked him to stay through a consulting agreement in 2004. We would like him to stay for another year. We will be going through some bond work and additional things, so Ned's acquired wisdom is of high value to us. We are asking the Board's indulgence if we could keep Ned's consultation available to us for the next year.

Ryan Chasey moved approval. Motion carried.

6. Approval of Sanitary Sewer Contract #2005-S-1, *Heritage Place at Trails Edge*, between the City of Fort Wayne and Heritage Place at Trails Edge L.P. to construct a local sanitary sewer system to serve Heritage Place at Trails Edge. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This area is just south of State Boulevard and north of Fourth Avenue, near Beacon Street. It includes the extension of 182 lineal feet of 8-inch sewer to serve the residential apartment complex being constructed there. The complex will include thirty-seven one-bedroom apartments and forty-three two-bedroom apartments.

John Suarez moved approval. Motion carried.

7. Approval of Sanitary Sewer Contract #2005-S-2, *7441 Eby Road* between the City of Fort Wayne and Joseph J. Robinson to construct a local sanitary sewer system to serve 7441 Eby Road. The project is privately funded, located outside the City and is in a green zone.

Nancy Townsend: This area is just east of St. Joe Road on the north side of Eby Road. It is a short extension that will include 280 lineal feet of 8-inch sewer and will serve an existing home to eliminate a septic system for that property. The project does include and we do recommend City funds for purposes of deepening the 8-inch sewer to allow for further extension along Eby Road to ultimately serve some of the existing homes there and eliminate the septic systems along the main part of Eby Road.

Ryan Chasey moved approval. Motion carried.

8. Approval of recommendation from Transportation Engineering Services to accept the work performed by API Construction Corp. for Construction Contract #7010-04, *Flood Emergency Access Road* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

9. Approval of recommendation from Engineering Support Services to accept the work performed by National Power Rodding for Resolution #1542-02, Work Order #74747, *North Maumee Sewer Cleaning* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

10. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Resolution #1585-1998, Work Order #74397, *Forest Avenue Area Storm Sewer* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Insituform Technologies for Resolution #1591-03, Work Order #74783, *General CIPP Package 2003* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

12. Approval of Agreement between the City of Fort Wayne and CitiLink for the installation and maintenance of CitiLink's bus route sign infrastructure.

Doug Hilkey: What I have before the Board is a renewal of a maintenance contract between the City of Fort Wayne and CitiLink. This is a three year contract in which our sign shop will install and maintain bus route signs on ten CitiLink bus routes throughout the City and in New Haven. Included in this contract is pricing for a project to install route number signs (example is handed to Board members). CitiLink will provide all the materials and the City will invoice them for manpower and equipment. We are asking for the Board's approval and I can answer any questions you may have.

John Suarez moved approval. Motion carried.

13. Approval of Development Plan for Stellhorn Crossing. The project is located on the south side of Stellhorn Road.

Ryan Chasey moved approval. Motion carried.

14. Approval of General Accounting Claims in the amount of $6,671,792.04 for the week of January 26, 2005.

John Suarez moved approval. Motion carried.

15. Old Business:

1.) Approval of Resolution #91-360-8 to start a Pilot Program that will examine the sanitary sewer installation process.

Ted Nitza: This Resolution was first proposed in December of last year and requested to be tabled and again presented last week and again asked to be tabled. I appreciate the Board's

patience, but we are ready to move forward with this Resolution.

The Resolution proposes the establishment of a pilot program focusing on the sanitary sewer service lateral installation process. This involves the sewer pipe from the house to the main line sewer that is primarily located on the individual's private property. Developers, builders, engineers and City staff members have agreed that this component can be a significant problem to the overall performance of the sewer system when not installed or incorrect materials are used in that process.

This pilot program hypothesizes that increased scrutiny and attention during the sewer lateral installation process will yield a better product. Data will be collected during and after the construction process to test this concept. The pilot program defines a specific area of the Foxwood subdivision located northeast of the City's limits. It has the full support and participation of the land developer affected. Most all of the small cost of this pilot program is assigned to the new revenues received from this new service area.

Pilot programs have proven themselves to be an effective way of testing new procedures, technologies, and products under controlled conditions before a system wide consideration of those same items. The use of alternative water main materials, PVC and small diameters under the direction of Matthew Wirtz is an example of a recent successful pilot program.

I do recommend approval of this Resolution and can address any comments, questions or concerns you may have at this time.

Ryan Chasey moved approval. Motion carried.

16. New Business:

1.) Approval of Amendment #1 for Professional Services Agreement between the City of Fort Wayne and SES Environmental for the Filtration Plant Railroad Spur Removal – Soils Investigation. Compensation for services performed shall be $16,120.00.

Matthew Wirtz: Back in November of last year the Board approved a contract with SES to investigate some potentially contaminated soils along the railroad spur tracks at the Filtration Plant site. That work has confirmed some soil problems from an old fuel tank and we are looking to remediate those soil issues as part of the emergency generator construction.

This Amendment with SES continues to rely on their technical and field expertise on these issues and helping us work through the IDEM process to make sure we do remediate this area to their specifications.

John Suarez: Is this additional work that is being done?
Matthew Wirtz: Correct. I could have attached the original PSA, but we knew there would be a Phase 2 to this work. Phase 1 was defining what we exactly had there. Phase 2 we will be putting together a work plan with IDEM to deal with these issues.

Gina Kostoff: Will there be a Phase 3?
Matthew Wirtz: There will be field services with our work plan that SES may not be able to help us, but there are other companies that could help us. We will probably use SES with the emergency generator when we do the excavation associated with that project.

John Suarez moved approval. Motion carried.

Meeting adjourned at 9:20 a.m.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST:_____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JANUARY 26, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Mark Gensic – Planning and Design Services.

1. Approval of Board of Stormwater Management Minutes for the week of January 19, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction, for Resolution #674-2002, *Royal Oaks East Stormwater System Improvements*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned at 9:25 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
February 2, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MICHELLE NELSON, INTERIM CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Michelle Nelson. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Andrew Schipper, Tom Gountras, Mike Thornson, Planning and Design Services. Ron Sheppard – Engineering Support Services. Larry Campbell – Fleet Management Services. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance.

1. Approval of Board of Public Works Minutes from the week of January 26, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1600-2004, *Club Terrace – Smith Road Drainage Improvement.*

BIDDER	BID AMOUNT
Bercot, Inc.	179,564.00
Bunn, Inc.	199,165.00
Crosby Excavating, Inc.	**139,575.50**
Land Construction	149,715.00
Scheidleman Excavating, Inc.	195,737.04
T-E Inc.	147,375.16
Engineer's Estimate	**178,525.00**

3. Approval of Resolution #1674-2005, Glenwood Park Phase 1- Water Main Replacement.

   Matthew Wirtz: Water Main Replacement project in the northeast, Glenwood Park Subdivision area. Replacing approximately 8700 feet 6-8" water main, existing main is cast iron. Has high main break history. Glencarin Drive is worst section of water main breaks in the city. Water main replacement is bigger effort of the Utility. We try to do 30,000 feet a year. Project if funded by the water bond. This project also includes Inwood from State to Vance. Later this summer the petition project will go forward for new streets, curbs, etc.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Resolution #92-2-2-05-2, *2005 Vehicle & Equipment Lease Financing.*

   John Suarez moved approval. Motion carried.

5. Approval of Resolution #1731-2004, Work Order #75005, *Chlorine Building Heat.*

   Andrew Schipper: We are looking at the Water Pollution Control Plant. There is a broken buried steam line. It was constructed in 1969 and around a lot of other important processing piping and other buried utilities. Repairing this line could be risky and expensive. We are looking at installing electric unit heaters in the buildings to keep the pipes inside the building from freezing. During future site work and building projects over the years we will continue to

evaluate how to repair and maintain the steam heating system. This project is set to go through purchasing.

Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #1617-2004, Elyetta, Henrietta & Strathmore Water Main Replacement to All Star Construction in the amount of $ 250,767.50. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. AWARD: Resolution #1652-2004, Three Rivers Filtration Plant Standby Emergency Generator Facility to W. A. Sheet in the amount $3,029,000.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

8. Approval of Amendment #1 Engineering Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for *Primary Clarifiers & 85 MGD Upgrades*. Compensation for services performed shall not change, only project scope of work.

Mark Gensic: In the last several years we have been making some major improvements to the Water Pollution Control Plant. The Headworks project which replaces the 1940's raw water pump station and adds in screening and grit removal is nearly complete and the training is going on over the course of the next month or so. We designed another major project that we will be building as soon as we can secure funding for it. It will be an approximately 30 million-dollar project that will replace the primary settling tanks. In the meantime, we are going to have to use the existing 1940's raw water pump station. We will be maintaining the old station for the next 3 years, counting the construction period of the new primaries. The new primary's project includes new recycle pump station. We have some electrical work to do, and some variable frequency drive work, wiring, and system and control work. We are going to do that in the existing professional services agreement with Donohue & Associates for the primary tank project. That professional services agreement will remain open with Donohue over the course of the next few years as we complete not only the final phases of the design but also the construction work. Just wanted to go on record that we are revising that scope and what the nature of that work is and to include it in the professional service agreement. There is no change to the dollar amount at this point and time. We re-evaluate that in a year or so as we get closer to the construction of the project.

John Suarez moved approval. Motion carried.

9. Approval of Amendment #8 to Fleet Services Contract between First Transit, Inc., d/b/a First Vehicle Services and the City of Fort Wayne in the amount of $2,227,472.00.

Larry Campbell: I want to go back to what was approved last year and the savings that came back to the city. Last year in the contract it read for a 50/50 split. We got them to go to a 60/40 split. Saved an extra $18,000. Also they wanted a CPI index on it, which was 4.7%, and we got them down to 1.5%, which came back to 68,000 savings back to the city. In snow emergency/flood emergency they were getting an extra $42.00 dollars an hour per employee, due to re-negotiating this contract we saved $12,000. When the city ran the garage itself we are running cheaper by $600,000 and we have another additional 350 pieces of equipment. First Vehicle and the City worked getting ISO 9000 certified this year. By doing this, we're one of the only facilities in the State of Indiana to do this. We are also working on the OSHA certification. First Vehicle has been a good team member for the City of Fort Wayne.

Gina: How has the level of service been?

Larry: It's been great. They are a Blue Certification shop. There are only two in the State of Indiana with that certification at this time. The Management team is a Lean Six Sigma Certified in Green Belt. They have two that are EBT certified for Emergency Vehicles. First Vehicle is committed to the training for their technicians. This is how they get their raises. They get technical training with vendors on new equipment to eliminate having to go to the dealer.

Greg: We are very satisfied, the Utilities and the Public Works have a large amount equipment that flow through First Vehicle Services. We have had conversations with other departments, which are very satisfied as well.

Larry: During the flood they worked on several of the pumps with no extra charge to the city.

Gina: I was not aware of that; this is a great service on behalf of First Vehicle.

Ryan Chasey moved approval. Motion carried.

10. Approval of recommendation from Transportation Engineering Services to accept the work performed by Specialties Company for Construction Contract #7018-04, *North River Road Guardrail* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and American Consulting, Inc., for the Maplecrest Extension – Water Main Engineering Report Project in the amount of $14,000.00.

Matthew Wirtz: This project is a route study along the proposed roadway for the new Maplecrest extension from Lake running down to State Road 930. This is a future project 2007, waiting on funding. The City is interested in installing a water main along the corridor that would help our distribution system. It's one of the few river crossings we have along the Maumee River. American Consulting is the engineer for that roadway project for the County. They are going to do this analysis to determine if it is cost effective to this river crossing.

Ryan Chasey moved approval. Motion carried

12. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $221,680.

John Suarez moved approval. Motion carried

13. Approval of Property Owners Appeal for Resolution #1586-2003, *4027 Philley Avenue*.

Gina: The property owner failed to return paperwork on time to sign up for Barrett Assessment. They would like to access Barrett funds to pay for a sewer extension.

Ryan Chasey moved approval. Motion carried

14. Approval of Barrett Law Claims in the amount of $78,890.14 for the week of February 2, 2005.

John Suarez moved approval. Motion carried.

15. Approval of General Accounting Claims in the amount of $26,274,750.88 for the week of February 2, 2005.

Ryan Chasey moved approval. Motion carried.

16. Old Business:

17. New Business:

Meeting adjourned at 9:25 a.m.

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

BOARD OF STORMWATER MANAGEMENT MINUTES
FEBRUARY 2, 2005

1. Approval of Board of Stormwater Management Minutes for the week of January 26, 2005.

   Gina moved approval. Motion carried

2. Approval of Change Order #1 & Final between the City of Fort Wayne and J&L Excavating for Contract #657-2002, Work Order #80223, *Wayne Township Natural Drain #4*, decreasing the original contract price by $4,224.25. Including this Change Order the new contract price will be $139,348.25.

   Ron Sheppard: These are final quantity adjustments for this project. It has taken a long time to resolve the final quantities with the contractor. We are bringing this before you to close this project out.

   Greg Meszaros: Is the project successful Ron?

   Ron Sheppard: Yes, this project involved going back behind some houses on Wayne Natural Drain #4. We put some gabion baskets in place at certain places. The Army Corp. really limited the amount of cleaning we could do on this particular project. We have had long discussions with IDEM and the Army Corp., about this project. We were not able to totally clean the stream from point to point because they wanted to leave some natural areas. We did reshape and take some of the curve out of the stream that they allowed us to take out. For the most part it is working better, we have removed a lot of the log debris and other debris in the creek. It is working as well as expected without totally stripping of the banks. Obviously if the permitting agency will not allow us to do that, it is working as well as it can.

   John Suarez moved approval. Motion carried.

3. Approval of Full Release of Escrow received from All Star Construction for Construction Contract # 674-2002, Royal Oaks East Stormwater System Improvements in the amount of $24,847.70.

   Gina moved approval. Motion carried.

4. Approval of Letter of Commitment from Chestnut Group, Inc. for the *Villas at Northbrook Section I Storm Sewer Reroute*.

   Nancy Townsend: This item was required from the developer from the Villas at Northbrook. When the storm sewer was installed in Northbrook Section I, It was not installed according to plan when we got the as-built drawings back. We found that a segment of storm sewer is located outside the right of way, not within an easement. This is an important trunk line storm sewer for this entire development area. We have been struggling to obtain the proper easement document that would allow us access to the storm sewer in the future. We are looking at two alternatives, getting an easement document covering this section of stormsewer or simply re-locating it, placing in the right of way where it was originally planned. The particular piece of property that the storm sewer runs across was sold prior to the completion of the development. This generally does not happen, now the property owner is not willing to provide an easement. He feels it will impact the build ability to the plans he has for that lot. This is a situation that we want to ensure that we have protection of our storm sewer for future maintenance.

   Greg Meszaros: So what does the letter of commitment, commit the Chestnut Group to?

   Nancy Townsend: It will require them to provide the satisfactory easement or relocate the storm sewer within the Right of Way and the cost associated with relocation of the storm sewer in the

amount of $11,444. the amount of the performance bond. By August 15, 2005 we have to have the easement document in place or the storm sewer relocated. If not we can cash in on the bond.

Greg Meszaros: That's what this letter spells out then?

Nancy Townsend: Yes.

John Suarez moved approval. Motion carried.

5. Approval of Professional Services Agreement between the City of Fort Wayne and Christopher B. Burke Engineering for the Lawrence Drain Analysis. Compensation for services performed shall not exceed $65,000.

Nancy Townsend: This agreement is for the development of a storm water management plan for the impacted area, which includes the area surrounding the Lawrence Drain. The Lawrence Drain in located on West of downtown. The study would involve the Lawrence Drain itself and the shed area, from Illinois Road to the north/south to Covington Road. The purpose for completing this study is responding to a large number of drainage complaints in areas within the shed, including the Westmoor Addition, businesses along Illinois Road, the downstream areas along Covington Road, and Wilke Drive. All the storm sewers that drain the surrounding areas that discharge to the ditch are severely impacted by the water levels. We have had several conversations with many business's owners and property owners. The City Councilman in district four would really like to see the study completed and see some improvements. The work included will include the analysis of existing conditions. This will include actual field data collection and survey work, not just rely on old plans and cross sections. Hydraulic modeling, alternative identification and evaluation based on elements and including constructability, permitting, cost and other items. Work will begin upon receipt of notice to proceed, expect substantial completion in September.

Greg Meszaros: Is the Lawrence Drain a County regulated drain?

Nancy Townsend: A portion of it is, the portion we are looking at is under the City's jurisdiction.

Gina moved approval. Motion carried.

6. Old Business.

7. New Business.

Meeting adjourned 9: 55 a.m.

Greg Meszaros, Chairman

John Suarez, Member

Regina A. Kostoff, Member

BOARD OF PUBLIC WORKS MINUTES
FEBRUARY 9, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MICHELLE NELSON, INTERIM CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Michelle Nelson. Greg Meszaros, Bob Kennedy – Public Works and Utilities. Lynn Poehler – City Utilities Controller. Pat Roller – City Controllers Office. Mark Gensic, Andrew Schipper, Ted Nitza, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Dan Brenner – Property Management. Nancy Townsend – Development Services. Denise Porter-Ross – Mayors Office. Greg Leatherman – Community & Economic Development. Kristine Degabriele, Paul Keaton – Law Department. David Ross, Steve Davis, Mario Trevino, Jim Riemke – City Engineering. Rick Orr – Right of Way Department. Chuck Bailey – Contract Compliance.

1. Approval of Board of Public Works Minutes for February 2, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Resolution #92-2-7-05, CEDIT Policy establishing the basis for the type of projects appropriately funded through CEDIT revenues and subject to approval by the Board of Public Works.

   Kristine DeGabriele: The purpose of this resolution is to set some guidelines for the appropriate type of infrastructure improvement projects to be funded through the CEDIT revenues. The resolution focuses only on appropriate infrastructure improvement projects and does not attempt to address other uses for CEDIT revenues. The resolution was drafted with input from the Mayor, Controller, Community Development, Board of Public Works, and the Law Department and follows the policy for allocation of CEDIT revenues for infrastructure improvement projects sent out in the Mayors October 7, 2004, letter to City Council. I recommend approval.

   Ryan Chasey moved approval. Motion carried.

3. Approval of Resolution #92-2-7-05-2, Adjustment of area connection fees for the year 2005 based upon Consumer Price Index.

   Nancy Townsend: The Board of Works has established sanitary sewer shed areas and associated area connection fees for various areas throughout our sanitary sewer service area. These areas are identified on this map. The resolution calls for annual increases relative to the consumer price index and for those increases to be affective on the 15th of February of every year. This resolution establishes those increases for the year 2005 by 2.7%. CPI is based on Department of Labor statistics.

John Suarez moved approval. Motion carried.

4. Approval of contracts for Resolution #1567-2004, Northwest Feeder Main, Phase II between the City of Fort Wayne and Land Construction Corporation in the amount of $2,035,749.16. Prior approval has been requested.

Ryan Chasey moved approval. Motion carried.

5. Approval of the Escrow Agreement for Resolution #1567-2004, Northwest Feeder Main, Phase II, between the City of Fort Wayne, Farmers Merchant bank and Land Construction Corp.

John Suarez moved approval. Motion carried.

6. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Excavating for Sanitary Sewer Contract #2004-S-40, *Stellhorn Crossing Office Park*, as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

7. Approval of recommendation from Engineering Support Services to accept the work performed by Pyramid Excavating for Sanitary Sewer Contract #2004-S-35, *1001 W. Till Road*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

8. Approval of recommendation from Transportation Engineering Services to accept the work performed by Specialties Company LLC, for construction contract #6981-04, Hillegas Road & Washington Center Road Guardrail as an integral part of the City's Transportation System.

Ryan Chasey moved approval. Motion carried.

9. Approval of recommendation from Transportation Engineering Services to accept the work performed by E&B Paving Inc., for construction contract #6994-04, Resurfacing Package #1-2004, as an integral part of the City's Transportation System.

John Suarez moved approval. Motion carried.

10. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco Inc., for construction contract #7020-04, Ley Road as an integral part of the City's Transportation System.

Ryan Chasey moved approval. Motion carried.

11. Approval of Change Order 1 & Final Between the City of Fort Wayne and Lights and Signals Inc., for Resolution #291-04, W. Washington Blvd Street Light Improvements, decreasing the original contract price of $55, 651. 50 by $2,708.05. Including this Change Order the new contract price will be $52,943.45.

Jim Riemke: Over half of this reduction was saved in concrete removal. The contactor opted to try something different on locating the utility services and lights, which resulted in a substantial savings. The rest of it was minimal changes.

John Suarez moved approval. Motion carried.

12. Approval of Supplemental Agreement No. 5, between the City of Fort Wayne and Bonar & Associates, Inc. d/b/a Bonar Group for the St. Joseph Center Road: St. Joe Road to Reed Road in the amount of $11,907.11

David Ross: This project is substantially completed in the engineering; we are in the right of way acquisition process. We started this project back in 1999, it has been six years and there has been changes in the INDOT standards and design guidelines. We are ready to submit the plans for approval so we do need to adjust to the new standards. Also, there have been changes to the existing project site. We relocated a gravesite and we had a service station renovated and changed the condition. This supplemental agreement will take all those changes into accord for the final plan. This is a Federal Aid project; they are paying 80% of the project cost.

John Suarez: When is the project going to start?

David Ross: We are just into the right of way acquisition part of the project. We would like to bid the project later this year.

Ryan Chasey moved approval. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne Municipal Waterworks and Crowe-Chizek, Inc, for general consulting services related to rate sufficiency; cost-of-service or rate design matters; regulatory procedural or issue-related advice; operational or procedural matters; financing alternatives related to funding capital improvements; continuing disclosures, filings, or rating agency matters; and other general accounting, tax, or financial services as required or requested. Compensation for services performed is based on hourly rates, and are estimated to be $60,000 annually.

14. Approval of Professional Services Agreement between the City of Fort Wayne Municipal Sewage Works and Crowe-Chizek, Inc, for general consulting services related to rate sufficiency; cost-of-service or rate design matters; regulatory procedural or issue-related advice; operational or procedural matters; financing alternatives related to funding capital improvements; continuing disclosures, filings, or rating agency matters; and other general accounting, tax, or financial services as required or requested. Compensation for services performed is based on hourly rates, and are estimated to be $35,000 annually.

Lynn Poehler: Requesting approval for two Professional Services contracts with Crow-Chizek, Inc. One is for water and one is for sewer. Crowe is one of the two high quality Utility Accounting consultants in Indiana. We have used Crowe with great success in the past for rate cases, bond work, acquisition analysis and other financial matters. The contract is an hourly rate; we will only incur cost when we actually use them.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Schenkel Shultz Architects for the Public Safety Academy 2005 in the amount of $93,400.00.

Dan Brenner: The City is in the process of building a new Public Safety Academy. The first phase involves preliminary planning which will help define the scope of the work and help develop a quality budget.

Gina Kostoff: Dan, please discuss the process in which Schenkel Shultz was chosen.

Dan Brenner: We sent out request for qualifications to six firms. We reduced that to three firms, which we then interviewed and went through criteria that we graded them on. Based on that interview process and criteria, we selected Schenkel Shultz.

Ryan Chasey: Abstained approval.

John Suarez moved approval. Motion carried.

16. Approval of Assessment Roll for *Miscellaneous Construction Package 3-D-04*, in the amount of $7,539.10.

Ryan Chasey moved approval. Motion carried.

17. Approval of Barrett Law Claims in the amount of $1,120,223.31 for the week of February 9, 2005.

John Suarez moved approval. Motion carried.

18. Approval of City Utilities' delinquent revenue accounts for the month of November 2004 in the amount of $36,533.75.

Ryan Chasey moved approval. Motion carried.

19. Approval of General Accounting Claims in the amount of $6,824,816.08 for the week of February 9, 2005.

John Suarez moved approval. Motion carried.

20. Old Business.

21. New Business.

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
FEBRUARY 9, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:20 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MICHELLE NELSON, INTERIM CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Justin Brugger – Planning and Design Services. Mark Gensic – Planning and Design Services.

1. Approval of Board of Stormwater Management Minutes of February 2, 2005.

   Gina Kostoff moved approval. Motion carried.

2. AWARD: Improvement Resolution #1600-04, *Club Terrace-Smith Road Drainage Improvement*, to Crosby Excavating in the amount of $139,575.50. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:26 a.m.

Greg Meszaros, Chair

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
FEBRUARY 16, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Andrew Schipper, Justin Brugger - Planning and Design Services. Ron Sheppard, Dan Smith – Engineering Support Services. Kristine Degabriele – Law Department. David Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Jim Riemke – City Engineering. Valerie Ahr – Controller's Office. Chuck Bailey – Contract Compliance.

1. Approval of Board of Public Works Minutes for February 9, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Resolution #1649-2004, *Modification to Centrifuge Building Door.*

   Andrew Schipper: This project consists of installing an overhead garage door to have better access for removal of the centrifuges. Currently, we have a six-foot wide by seven-foot high door and we are replacing it with a twelve-foot wide and twelve-foot high door. The project is in the budget and early March is the target for bidding.

   Ryan Chasey moved approval. Motion carried.

3. Approval of Resolution #1681-2004, *WPCP Warehouse Improvements.*

   Andrew Schipper: This renovation is at the Water Pollution Control Plant, the former humane shelter. This project involves the renovation of part of the building to be used for the storage of parts and equipment for the plant. Repairs include floor plan renovation, a floating door addition, heating ventilation, plumbing and some lighting. This project is in the budget and we anticipate taking bids in early March.

   Gina Kostoff: We are not changing the original footprint of the building, just the interior renovation correct?
   Andrew Schipper: Yes. We are just moving some walls and adding a counter for the clerk to distribute parts.

   John Suarez moved approval. Motion carried.

4. Approval of Resolution #1683-2004, *Water Line to the Lab Building.*

Andrew Schipper: This project involves a water line of 400 lineal feet at the Water Pollution Control Plant. Some recent breaks I feel justify replacing this line. It is in the budget and the bidding target is early March.

Ryan Chasey moved approval. Motion carried.

5. Approval of Resolution #1115-05, *Lake Avenue Feeder Main, Phase 2.*

Matthew Wirtz: The project before you is an upgrade of an existing 16-inch water main to a 24-inch water main. It is located on Lake Avenue west of Coliseum between Maycrest Drive and Stanley. In the early '90's we did an upgrade of other sections to 24-inch, so this is the last section west of Coliseum to be done. It is an important project to remove a bottleneck and improve pressure to the northeast area of the City. It also includes the widening of Lake Avenue between Maycrest and Stanley, about 4 to 6-feet depending on the area. The northern lanes are narrow at that point, so this will help widen the lanes to the standard 12-feet. Public Works is sharing in the cost with this project.

Gina Kostoff: When is construction set to begin on this?
Matthew Wirtz: We will be advertising the bid this Friday, so construction will be this summer.
Ryan Chasey: Where is this located?
Matthew Wirtz: It is at the intersection of Hobson and Coliseum, going west one block and then east probably several blocks.
Gina Kostoff: Matthew, so it is between Hobson and 30.
Matthew Wirtz: Yes.

John Suarez moved approval. Motion carried.

6. Approval of Contract for Resolution #1652-2004, *Three Rivers Filtration Plant Emergency Generator Facility* between the City of Fort Wayne and W.A. Sheets in the amount of $3,029,000.00.

Ryan Chasey moved approval. Motion carried.

7. Approval of Professional Services Agreement, Resolution #1725-2004, *Three Rivers Filtration Plant Filter Valve Replacement Preliminary Design* between the City of Fort Wayne and CH2M Hill in the amount of $61,738.00.

Mark Gensic: We have a filter project at our filtration plant that we are going to kick off this year. We will be working on these filters for several years as part of our $16 million dollar bond issue. We have $1 million dollars budgeted for filter improvements. This contract with CH2M Hill is for preliminary design, construction and equipment cost estimates for the first phase and to plan out several phases over the course of the next couple of years. We will prioritize the valves that we need to replace, select a new actuator style for the valves and develop an operational strategy.

As you can see from the diagram and photo (diagram and photo is provided), the filters are the final and most important part of the filtration process, but there is also primary coagulation, primary settling, primary recarbonation, secondary coagulation, etc. just one of many parts of the plant process. The diagram also shows that we have three different plants, one built in the early '30's, one built in the mid '50's and

one in the '70's. Some of these filters and valves that we are working with are over 70 years old, so we need to start replacing that infrastructure and that is what this project is all about. We have a million dollars budgeted for this and we expect to spend that over the course of the next two to two and half years. Construction for the first phase is planned later this year. The results of this preliminary design will establish a multi-year program and will help us to know exactly what we want to do with the second phase of this project.

John Suarez moved approval. Motion carried.

8. Approval of Change Order #1 and Final between the City of Fort Wayne and Primco, Inc. for Contract #7015-04, *Miscellaneous Construction Package 3C-04*, decreasing the original contract price by $5,664.00. Including this Change Order the new contract price will be $96,413.59.

Mario Trevino: This final change order before you can be attributed to lower quantities for several items, which included the 6" concrete pavement construction, compacted aggregate and "B" borrow. We used fewer quantities for the residential drive, but we established this particular item as an undistributed amount in the event we needed to do more drives. We estimated too low on the curb removal quantity. Actually, it should have been closer to the curb type 2A that is there.

There were two new items added to contract: 1) installation of a flat casting near the Coliseum Boulevard entrance to Fort Myers, and 2) a milling of asphalt patching on the concrete pavement. All of the other items were marginally over or under the proposed quantities and this resulted in a decrease in the Change Order.

Ryan Chasey moved approval. Motion carried.

9. Approval of Change Order #1 and Final between the City of Fort Wayne and Crosby Excavating for Contract #1507-03, Work Order #74712, *Bluffton Road Lift Station Elimination Project* increasing the original contract price by $8,801.69. Including this Change Order the new contract price will be $127,077.44.

Dan Smith: One of the items for the increase was for construction engineering, which was under the design proposal. We had the contractor use his own engineer and were able to get the work done for half the price. Other items were for the alignment of sewers in order to keep the grade and additional asphalt to make the cut areas match up with the existing pavement.

John Suarez moved approval. Motion carried.

10. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7008-04, *Kimberley Road* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

11. Approval of recommendation from Street Light Engineering to accept the work performed by Lights & Signals, Inc. for Contract #291-04, Work Order #51026, *W. Washington Boulevard Street Light Improvement* as an integral part of the City's street light system.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Benchmark Construction for Contract #1701-04, *4901 West Jefferson – Hamilton Property* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Star Excavating for Contract #2004-W-03, Work Order #65132, *Menard's West Commercial 16" Main Reroute* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the work performed by Star Excavating for Contract #2004-S-04, Work Order #74872, *Menard's West Commercial Sanitary Sewer* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

15. Approval of Utility Reimbursement Agreement between the City of Fort Wayne and Indiana Michigan Power for the Ardmore Avenue Extension: Indianapolis Road to Lower Huntington Road in the amount of $24,365.00.

Dave Ross: Currently, we are in the right-of-way acquisition phase and part of that is to clear the right-of-way for people who have claims to the property. Indiana and Michigan does have a power line on a private easement where we want to put the roadway. Normally, on projects like this if the utility has their facilities in the public right-of-way they are required to relocate at their expense. Since this is a private easement, they are eligible for reimbursement. This is a federal aid project, so the state will participate in 80% of the cost for the relocation of this utility. This is the standard agreement for INDOT to review the request for relocation and hopefully, we will get this signed and get this in the works to relocate their power line.

John Suarez moved approval. Motion carried.

16. Approval of the Escrow Agreement for Resolution #1652-2004, *Three Rivers Filtration Plant Emergency Generator Facility*, between the City of Fort Wayne, Tower Bank and W.A. Sheets.

Ryan Chasey moved approval. Motion carried.

17. Approval of Escrow Release from All Star Construction for Resolution #583-1998, Work Order #74397, *Forest Avenue Area Storm Sewer* in the amount of $1,577.54.

John Suarez moved approval. Motion carried.

18. Approval of Development Plan for Menard's West Commercial located west of the existing Illinois Road Menard's store. The development consists of approximately 62 acres.

Ryan Chasey moved approval. Motion carried.

19. Approval of Barrett Law Claims in the amount of $743.00 for the week of February 16, 2005.

Ryan Chasey moved approval. Motion carried.

20. Approval of General Accounting Claims in the amount of $4,571,977.11 for the week of February 16, 2005.

Ryan Chasey moved approval. Motion carried.

21. Old Business.

22. New Business.

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
FEBRUARY 16, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Mark Gensic, Justin Brugger – Planning and Design Services.

1. Approval of Board of Stormwater Management Minutes of February 9, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Star Excavating for Contract #2004-ST-08, Work Order #80346, *Menard's West Commercial - Storm*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:22 a.m.

Greg Meszaros, Chair

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
FEBRUARY 23, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Nathan Baggett, Justin Brugger - Planning and Design Services. Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services. David Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Jim Riemke – City Engineering. Chuck Bailey – Contract Compliance. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes from the week of February 16, 2005.

   John Suarez moved approval. Motion carried.

2. Resolution #1589-2003, *Plant 3 Winterization.*

BIDDER	BID AMOUNT
Maddox Industrial	579,600.00
Mason Engineering	**532,000.00**
R. E. Crosby	604,000.00
Engineer's Estimate	720,500.00

3. Resolution #1674-05, *Glenwood Park Phase 1 – Water Main Replacement.*

BIDDER	BID AMOUNT
All Star Construction	701,495.00
Earth Construction	**687,445.00**
Engineer's Estimate	566,000.00

4. Improvement Resolution #7031-05, *Clara Avenue-Kentucky to Crescent.*

   Mario Trevino: This project is in the 3rd District. The scope of work involves the reconstruction of curbs, walks, affected drives and restoration. With this project the adjacent property owners will share in 60% of the cost of the reconstruction and the remaining 40% will be covered through neighborhood CEDIT dollars. If the project is not remonstrated, the project completion date is set for July 31st.

   Ryan Chasey moved approval. Motion carried.

5. AWARD: Resolution #92-2-2-05-2, *2005 Passenger Vehicle Lease* to Bank One in the amount of $2,943.540.00.

   John Suarez moved approval. Motion carried.

6. Approval of Sanitary Sewer Contract #2005-S-3, *The Forest at Foxwood Section I and Offsite*, between the City of Fort Wayne and Equity Land Corp., to construct a local sanitary sewer system to serve the Forest at Foxwood Section I and Offsite. The funding source is private and utility capital. The project is located outside the City and is in a green zone.

Nancy Townsend: This is a 42-lot, single-family residential housing development located on 25 acres in the northeast part of our service area. It is more specifically located on the east side of Wheelock Road, south of Flutter Road. This includes the extension of over 4600 lineal feet of 8-inch and 12-inch sanitary sewer. The project includes City sewer funds for oversizing, as portions of the sewer will be extended to provide sewer service to other surrounding and undeveloped areas in the future. The City's total is $52,174.00.

Ryan Chasey moved approval. Motion carried.

7. Approval of Sanitary Sewer Contract #2004-S-39, *Raven's Cove Sanitary,* between the City of Fort Wayne and Raven's Cove Development Company, LLC to construct a local sanitary sewer system to serve Raven's Cove. The funding source is private and utility capital. The project is located outside the City and is in a green zone.

Nancy Townsend: This is a 124-lot, single-family residential housing development located on 40 acres located at the northwest corner of Huguenard and Cook Roads. This includes over 7500 lineal feet of 8-inch, 12-inch and 15-inch sanitary sewer. Again, this project includes City sewer funds for oversizing. A portion of the sewer will serve as an interceptor that will be extended in the future to provide service to other surrounding and undeveloped property. The City funds total $64,086.75.

John Suarez moved approval. Motion carried.

8. Approval of recommendation from Transportation Engineering Services to accept the work performed by Benchmark Construction for Construction Contract #6960-03, *Rothman Road and St. Joe Road* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

9. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #6998-04, *Miscellaneous Construction Package 6B-04* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

10. Approval of recommendation from Transportation Engineering Services to accept the work performed by Primco, Inc. for Construction Contract #7015-04, *Miscellaneous Construction Package 3C-04* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

11. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7026-04, *CANI/FWUL/Library Infrastructure Improvement – Phase II* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Wayne Asphalt & Construction Company, Inc. for Construction Contract #2004-S-02, *6608 St. Joe Road Vision Scapes* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Construction Contract #2004-S-18, *Kensington Downs Section V* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the work performed by Zimmerman Bros. Excavating for Construction Contract #2004-S-41, *6820 Winchester Road – Hart property* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

15. Approval of recommendation from Street Light Engineering to accept the work performed by Developer, Sturges, Griffin & Trent for *Trotter's Chase Section I* as an integral part of the City's street light system.

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Street Light Engineering to accept the work performed by Developer, GRD Group, Inc. for *Villas at Northbrook – Sections I & II* as an integral part of the City's street light system.

Ryan Chasey moved approval. Motion carried.

17. Approval of Supplemental Agreement between the City of Fort Wayne and GAI Consultants, Inc., *Main Street: Jefferson Boulevard to Leesburg Road* for engineering services. Compensation for services performed shall be $7,400.00.

Dave Ross: This is an existing cement concrete pavement that we are going to crack and seat and put an asphalt overlay to rehabilitate the roadway. Part of this project was the installation of a new storm sewer to help pick up the additional drainage coming off the properties adjacent to the street. In the process, we discovered that the outfall sewer that we were planning to tie into was very questionable. We then needed to dig it up and find out where it was discharging into the Junk Ditch. There was a recommendation that the outfall sewer be reconstructed with new pipe and to do that we needed additional survey and design work. Therefore, GAI supplied this Supplemental Agreement for the additional engineering work. It is a not-to-exceed figure of $7,400.00.

Gina Kostoff: Dave, when are we expecting construction to begin on this project?
Dave Ross: There is no right-of-way on this project, so hopefully when we wrap up the plans, we will bid this early in spring.
Gina Kostoff: Is there a plan to close the entire stretch, or how are we going to handle traffic?
Dave Ross: We are looking at possibly closing a half at a time and providing access from either side during the construction. I think Momper Installation has a parking lot that we can split and use either driveway. We will establish detour signs for businesses along that area.
Gina Kostoff: Thank you for thinking of that.

John Suarez moved approval. Motion carried.

18. Approval of Grant Agreement between the City of Fort Wayne and Chamber of Commerce in which the City agrees to allocate $37,500.00 from At-Large CEDIT funds as partial reimbursement for operating the graduate retention program during 2004.

Dan Howe: Program Manager, Graduate Retention, Greater Fort Wayne Chamber of Commerce.

Gina Kostoff: Can you tell us a little bit about the Graduate Retention Program and how these dollars will be used.
Dan Howe: The purpose of the program is to work with employers in Fort Wayne to create or formalize internship programs so that we have more opportunities for our students after they graduate to seek and find employment here in the region. Internships have been a proven way for students to get aligned with businesses and demonstrate their skills and ability and create value for the employer. As such, we want employers to realize that value and look to expand their hiring and offer more of these graduates to stay and to live and work here in northeast Indiana.

Gina Kostoff: So, one source of your funding is from the At-Large CEDIT dollars. What other types of fundraising do you do or where does the rest of your operating budget come from?
Dan Howe: We have been supported heavily by different foundations namely, the Lincoln Foundation, the Verizon Foundation, the Olive B. Cole Foundation and John Crawford has written a personal check to sustain us. The area colleges and universities throughout northeast Indiana have also contributed financially to help us.

Gina Kostoff: So your program has pretty active fundraising, so will that continue?
Dan Howe: Yes.

John Suarez: When you talk about a region, what area are you specifically talking about?
Dan Howe: We got started here in the City of Fort Wayne and Allen County. Recently, we have hired additional representatives to work in other communities outside of Fort Wayne and Allen County. There are a large number of employers around the region that do have some value that students simply do not know about.

Ryan Chasey: In the packet of information we received there was a list of either your budget or some of the operating expenses. Is most of this money going to your operating expenses or your programs?
Dan Howe: Most of the budget will pay for people to market the program to employers. Similar programs to ours around the country lack the marketing. Students are very interested in what we are doing and respond very quickly, but with employers there has to be more planning and thinking that has to take place before they can participate. More of the money will be going toward hiring field representatives.

Ryan Chasey: How many employees do you have now?
Dan Howe: There are three field representatives and myself.
Ryan Chasey: Is that going to stay the same? Are you going to hire new people this year?
Dan Howe: Well, it depends on the need and responsiveness of the employers.

Ryan Chasey moved approval. Motion carried.

19. Approval of General Accounting Claims in the amount of $2,333,600.07 for the week of January 19, 2005.

John Suarez moved approval. Motion carried.

20. Old Business:

21. New Business:

1) Emergency Resolution #92-2-22-05-01, *2251 Chestnut Street.* Repair for an existing 12" combination sewer in the alley behind 2251 Chestnut that has collapsed.

Nathan Baggett: This emergency repair is replacement of approximately twenty feet of 12-inch combination sewer. The line is in the alley behind 2251 Chestnut Street. It is twenty-two feet deep, built in 1923 and needs to be repaired immediately.

Ryan Chasey moved approval. Motion carried.

2) Emergency Resolution #92-2-22-05-02, *2501 Cass Street.* Repair for a collapsed manhole in the alley behind 2501 Cass Street.

Nathan Baggett: This emergency repair is the replacement of an existing brick manhole that has collapsed. It is in the alley behind 2501 Cass Street, built in 1924 and is approximately twelve feet deep and needs to be repaired immediately.

John Suarez moved approval. Motion carried.

3) Resolution #92-2-22-05-03, *Area Connection Fee Adjustment – Tiffany Heights.*

4) Resolution #92-2-22-05-04, *Area Connection Fee Adjustment – Stellhorn Pointe Apartments.*

Gina Kostoff: Would you like me to read both of the Resolutions?
Nancy Townsend: Yes.

Nancy Townsend: City Utilities and Public Works' staff are members of the Strategic Coordinating Committee, which was established at the Mayor's direction and is chaired by Al Moll, Deputy Mayor. The goal of this Committee is to coordinate efforts between the City's community development work and their housing and neighborhood planning strategies with the efforts of other City divisions infrastructure improvements including, of course, Public Works and City Utilities. Initially, our goal is to coordinate investments and improvements throughout the whole City.

Another important task for this Committee is to review applications for City support for proposed housing and community development projects. Many of these project sponsors seek City support to obtain local assistance, but also to obtain funding from other sources such as, the Indiana Housing Finance Authority and other HUD grants. These projects, Tiffany Heights and Stellhorn Pointe will offer income-based housing opportunities for families by way of rental housing.

Stellhorn Pointe is located at the southeast corner of Lahmeyer and Stellhorn Roads.
Tiffany Heights is located along Ardmore Avenue in the southwest part of town.
The Community Development Division completed a market analysis to see if there was a need for that type of housing in those areas. They looked at average cost of rental housing in those particular areas versus income, unemployment and other factors. They also did an analysis on the physical characteristics of the development, such as the look and type of housing.
After review, the Strategic Coordinating Committee recommends City support of the project.

Upon receipt of requests from developers of these projects for assistance by way of waiving fees and other factors, City Utilities is recommending waiving $100 of the area connection fees for each of these projects. This waiver will provide these developments with an opportunity to get many thousands of dollars of assistance from other State and Federal levels.

Gina Kostoff: Is there a plan for any other type of assistance on the local level for these developments?
Nancy Townsend: I think there may be some local community development block grant

dollars that will be used for some sidewalk work, but no other in terms of infrastructure improvements from City Utilities.

Ryan Chasey: What is the connection fee for each of these developments?
Nancy Townsend: For Tiffany Heights it is a little over $45,000.00 and for Stellhorn Pointe it is around $70,000.00.

Ryan Chasey moved approval of Resolutions 92-2-22-05-03 and 92-2-22-05-04. Motion carried.

Meeting adjourned 9:24 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
FEBRUARY 23, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:25 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Nancy Townsend – Development Services. Chuck Bailey – Contract Compliance. Michelle Nelson – Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of February 16, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Construction Contract #1600-2004, *Club Terrace – Smith Road Drainage Improvement* between the City of Fort Wayne and Crosby Excavating in the amount of $139,575.50.

   John Suarez moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors for Resolution #2004-ST-02, *Kensington Downs Section IV Storm* as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned 9:28 a.m.

Greg Meszaros, Chair

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
MARCH 2, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Pat Callahan, Nathan Baggett, Mike Hicks, Justin Brugger - Planning and Design Services. Ron Sheppard, Bill Simmons - Engineering Support Services. Kristine Degabriele – Law Department. David Ross – City Engineering. Chuck Bailey – Contract Compliance. Al Lichtsinn – Street Light Engineering. Matt Gratz – Solid Waste.

1. Approval of Board of Public Works Minutes for the week of February 23, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #05-03, *WPC Maintenance Utility Cuts.*

BIDDER	BID AMOUNT
Hipskind Concrete	
Robbco, Inc.	**97,790.42**
Engineer's Estimate	96,924.69

3. Improvement Resolution #1718-2004, *Point Repairs 2004.*

   Nathan Baggett: We are currently proposing to do point repairs on five different locations, located mainly on the west side of the City. These five locations were selected based upon closed circuit television inspection and will be repaired by means of open-cut excavation. These pipes are unable to be lined be means of cured-in-place due to obstructions or poor structural conditions. Other trench methods are not acceptable in these areas. These are by no means emergency repairs, as they do not pose any immediate threat or danger to public health or safety. With this proactive measure, we anticipate saving money and time as opposed to finding them as we go along with our cured-in-place projects. This will be funded under the sewer utility capital. We anticipate construction to be completed by the summer.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Resolution #92-3-2-05-1, *Consumer Price Index (CPI) increase for City residential solid waste.* The 2005 cost per ton for refuse will be $62.42 and the 2005 cost per ton for curbside recyclables will be $114.55.

   Matt Gratz: Basically, this is a CPI increase for this contract. This has stayed the same at 8% of 1.6% and is the same as last year.

   Gina Kostoff: What are we looking at in terms of a dollar amount increase?
   Matt Gratz: It went up from $61.63 to $62.42, a $.79 cent increase for garbage and $1.45 for recyclables.
   Ryan Chasey: Does this have any impact on consumers or is this for our internal contract?

Matt Gratz: It is for our internal contract. I don't see any problem having to increase garbage user rates due to this increase. It should have been taken in account when we created our budget.
Greg Meszaros: You may recall back in July the Board approved an increase in the garbage user fee.

John Suarez moved approval. Motion carried.

5. Approval of Resolution #92-3-2-05-2, *Rothman Road Sanitary Sewer Facilities* for appropriating and condemning real property for use by the City of Fort Wayne and assessing benefits to property owners for the construction of the Rothman Base Sewer project.

Justin Brugger: The Resolution before you is authorizing the construction of approximately 3000 lineal feet of 12-inch sanitary sewer and approximately 200 feet of storm sewers to serve existing and future development along the Rothman Road corridor, which includes Maplecrest Road, eastward toward Hazelett Road.

This project is necessary to provide a publicly beneficial sanitary sewer system for current and future residents in this area. In addition to authorizing these improvements, the Resolution also permits the acquisition of two contiguous right-of-way interests pursuant to Indiana Code 32-24-2. The said rights-of-way owned by one party shown in the attached exhibit (map is shown) consist of forty feet adjacent to Rothman Road and running the length of each parcel. The property owner has not been responsive to our requests for easements. The property owner will benefit from sanitary sewer service and from storm sewers.

This project is in accordance with the Rothman Road Utility Management Plan that was approved by this Board on January 26th. Finally, the Resolution is scheduled before this Board on March 30th, 2005 to hear remonstrances from interested parties.

Gina Kostoff: When you say "not responsive" from the property owner, are you saying they are not in favor or they have not responded to letters?
Justin Brugger: They are not responding to our communication.

Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #1589-2003, *Plant 3 Winterization* to Mason Engineering in the amount of $532,000.00.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #1642-2004, *Trier Road Sanitary Sewer Replacement* between the City of Fort Wayne and Bunn Excavating in the amount of $839,512.00.

Ryan Chasey moved approval. Motion carried.

8. Approval of Amendment #1 for Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the redesign of *North Glendale Drive Extension: Jefferson Boulevard to North Bend Drive*. Compensation for services performed shall be a not-to-exceed amount of $26,900.00.

Dave Ross: Since this is a significant change in the project, I will start with the engineering explanation, but if I run too long please cut me off. This project is an existing project that was to create a new extension from Jefferson Boulevard to North Glendale, intersecting with North Bend Drive. When we started this project it was a safety project. There are two bad intersections, one for North Bend Drive at Reckeweg and at Jefferson south that have accident histories. We are trying to create an intersection with Jefferson that is safer and more efficient

for that area. We gave instructions to the consultant to extend North Glendale and intersect Jefferson in a perpendicular angle. It only involves one property owner in the land acquisition to do this. They proceeded with a set of drawings and the appraisal of a one-acre property. They found the appraised value of the property was almost as much as the project itself and it left a remnant separate from the other portion of the property that was not of much value. Therefore, this project was put on hold because of the cost and the remnant that was left.

There are two developments that are going in this area that will need better access than what is provided. We do have some bond money and some other TIFF money that might be able to help with this project. I would like to proceed with new instructions to the consultants to use the northeast area of this property to do the extension. This will require some additional curve starting toward North Bend Drive that will affect another property owner, but we think overall it will reduce the cost of the property value and bring us in line with the funding we have available.

Gina Kostoff: Just so I understand what you have stated, we are not looking at the same design pattern that we had at first. The new design pattern will not use the other property that was an acre and quite expensive, but we will be looking at a different property?
Dave Ross: Yes, almost half the acreage and half the value of the property.
Gina Kostoff: Will this design still be able to alleviate the traffic problem in that area?
Dave Ross: That is correct.

John Suarez moved approval. Motion carried.

9. Approval of Amendment #2 for Professional Services Agreement between the City of Fort Wayne and Russell Engineering Associates, Inc. for updating the rate schedule and clarifies the scope of preparing record drawings. No cost is associated with this Amendment.

Gina Kostoff: Pat, I am confused. What does this really mean?
Pat Callahan: This is an administrative Amendment. We had to clarify the conditions under which the record drawings had to be prepared. This contract has been going on for a long time and they have updated their rate schedule for what they will be charging us. Overall, the total contract amount goes unchanged. We still get the work done for the original contract price and it makes our purchasing department able to match the correct rate schedule with the invoices.

Gina Kostoff: What is the original contract price?
Pat Callahan: I believe it was $259,600.00.

Gina Kostoff: I see the new rate schedule attached, but what is the difference from the old rate schedule to the new rate schedule?
Pat Callahan: I am sorry I do not have one. I understand the old rate schedule that we are working under is from 2002.

Gina Kostoff: Even though there are two years worth of rate increases it does not increase the original contract price, correct?
Pat Callahan: Right. I might even add that this contract was originally entered into in 1998. We haven't increased the total contract price since 1998, but we have had a couple of rate increases.

Gina Kostoff: Are you anticipating increasing the total contract price at some point?
Pat Callahan: No, this is to close out the contract. The job is done and we are just doing record drawings. As soon as the drawings are completed the contract will be accepted.

Ryan Chasey moved approval. Motion carried.

10. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights and Signals, Inc. for Contract #293-04, *Pine Valley & Burning Tree Additions*, increasing the original contract price by $325.85. Including this Change Order the new contract price will be $32,815.85.

    Al Lichtsinn: This additional cost is for an additional item increase over boring for some utility conflicts in one of the additions. The utilities were in the way, so we had to relocate our wire to a more suitable area. This is the final cost for the project. The project is complete and we are looking for the utility to hook us up.

    John Suarez moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Shambaugh & Son for Contract #1550-2002, *Three Rivers Filtration Plant High Service Pumps 2 & 9,* as an integral part of the City's water distribution system.

    Ryan Chasey moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Pyramid Excavating, Inc. for Contract #2004-W-01, *Kensington Downs East IV*, as an integral part of the City's water distribution system.

    John Suarez moved approval. Motion carried.

13. Approval of the Escrow Agreement for Resolution #1642-2004, *Trier Road Sanitary Sewer Replacement* between the City of Fort Wayne and National City Bank and Bunn Excavating.

    Ryan Chasey moved approval. Motion carried.

14. Approval of Release of Escrow from Shambaugh & Son for Resolution #1550-2002, *Three Rivers Filtration Plant High Service Pumps 2 & 9* in the amount of $49,625.00.

    John Suarez moved approval. Motion carried.

15. Approval of Barrett Law Claims in the amount of $20.10 for the week of March 2, 2005.

    Ryan Chasey moved approval. Motion carried.

16. Approval of General Accounting Claims in the amount of $2,748,202.25 for the week of March 2, 2005.

    John Suarez moved approval. Motion carried.

17. Old Business:

18. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
MARCH 9, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino – Transportation Engineering Services.

1. Approval of Board of Public Works Minutes for the week of March 2, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1115-2005, *Lake Avenue Feeder Main, Phase 2.*

BIDDER	BID AMOUNT
All Star Construction	$1,004,468.75
Bercot, Inc.	$898,189.00
Brooks Construction	-
Bunn Inc.	-
Culy Construction	-
Fleming Excavating	$720,393.91
Land Construction	-
Primco	-
Scheidleman Excavating	$995,362.00
Three Rivers Barricade	-
Engineer's Estimate	$730,000.00

3. Approval of recommendation from Engineering Support Services to decline the bids from Earth Construction and All Star Construction for Resolution #1674-2005, *Glenwood Park Phase I – Water Main.*

   Ron Sheppard: At this time we are recommending that the bids for Resolution #1674-2005 be declined. In reviewing these bids, the bids came in quite a bit higher on the cost per foot than we originally planned and budgeted for. We are still trying to work with Transportation Engineering to get the 8-inch main on Inwood installed this year. We are allowing them to go ahead and get their transportation project in, which is a Barrett Law project, and we are looking to re-bid the Inwood section.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Improvement Resolution #7033-05, *Chapel Oaks Concrete Street Repair.*

   Mario Trevino: This project is in the 5th District and involves two streets, Greentree Court from Buchanan Street to Oaklawn Court and Oaklawn Court from Greentree Court to 870 feet east. The scope of work involves concrete reconstruction of the roadway and affected drives. The

project's bid opening date is set for March 30th and the expected completion date is August 15th. I would be happy to answer any questions you may have regarding this project.

John Suarez moved approval. Motion carried.

5. AWARD: Resolution #05-03, *WPCM Utility Cuts* to Robbco, Inc. in the amount of $97,790.42. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

6. Approval of Construction Contract #1617-2004, *Elyetta, Henrietta & Strathmore Water Main Replacement* between the City of Fort Wayne and All Star Construction in the amount of $250,767.50.

John Suarez moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Gove Associates, Inc. for Resolution #1119-03, *Wallen Road to Sutters Cove Water Main Extension*. Compensation for services performed shall be $10,000.00.

Matthew Wirtz: This is an agreement for about 1500 feet of 16-inch water main between Wallen and Till Roads. There is an abandoned railroad quarter there and we are looking to connect an existing 12-inch main to an existing 16-inch main that currently feeds all the way up to Dupont Road, which was put in a couple of years ago. The service will help with an easement to get some of the railroad property back and also, some design work for installing a trail through this area. We have teamed up and ok'd it with the property owner to put a trail through the area sometime in the future.

Ryan Chasey moved approval. Motion carried.

8. Approval of recommendation from Transportation Engineering Services to accept the work performed by Widner Paving for Construction Contract #6983-04, *East Rudisill Boulevard Sidewalks* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

9. Approval of the Escrow Agreement for Resolution #1617-2004, *Elyetta, Henrietta & Strathmore Water Main Replacement* between the City of Fort Wayne, Lake City Bank and All Star Construction.

Ryan Chasey moved approval. Motion carried.

10. Approval of Write-offs from General Accounting for delinquent accounts in the amount of $34,571.37.

John Suarez moved approval. Motion carried.

11. Approval of Property Owners Appeal for Resolution #1586-2001, *4009 Philley Avenue.*

Ryan Chasey moved approval. Motion carried.

12. Approval of General Accounting Claims in the amount of $4,476,243.39 for the week of March 9, 2005.

John Suarez moved approval. Motion carried.

13. Old Business:

14. New Business:

Meeting adjourned 9:10 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MARCH 9, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:12 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Chuck Bailey – Contract Compliance.

1. Approval of Board of Stormwater Management Minutes for the week of February 23, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating, Inc., for Contract #2004-ST-04, *Saddle Brook Section III*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:14 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MARCH 16, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:46 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Mike Thornson – Planning and Design Services. Ron Sheppard – Engineering Support Services. Chuck Bailey – Contract Compliance. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of March 9, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for design and engineering services on the *Hawthorne-Southview Stormwater System*. Compensation for services performed shall be a not-to-exceed amount of $54,300.00.

   Mike Thornson: As shown on the map, the Hawthorne-Southview area is just southeast of the Southgate Plaza area. This area has experienced quite a bit of standing water and it does get into the buildings as you can see from the photos I have provided. It is predominantly commercial, but there are some residential areas in there as well. This area was identified as a high priority area by the GRW report done for Development Services. We have negotiated with Bonar Group to put together some storm drainage design to improve this area and provide proper drainage facilities. A couple of options are to run laterals off of the existing storm sewer line up and down Lafayette or perhaps to connect to the existing storm sewer on Warsaw Street in the middle.

   Greg Meszaros: Mike, are any of those stormwater outlet lines a part of our capacity relief project there?
   Mike Thornson: The capacity relief project was closer to Southgate or just north of Southgate.

   John Suarez moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Kreager Brothers Excavating, for Contract #2003-ST-06, *Embassy Theatre Storm Sewer*, as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

   Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and Woolpert LLP for design and engineering services for the *Burns Boulevard-Pursley Drive Stormwater System Improvement.* Amendment #1 increases the agreement cost by $5,000.00 and adjusts the agreement schedule for the additional surveying and design.

   Mike Thornson: The Burns Boulevard-Pursley Drive area is another high priority area that has

drainage problems. Gina Kostoff, along with Councilman Pape, participated about a week and a half ago with residents in the area to look at different options for this improvement. Development Services came to us and requested that we do a design improvement project for this particular area. In the course of doing the survey work and investigation and talking with property owners, we discovered another area adjacent at the Cox and Harrison Street intersection that was contributing to the problems within the Burns Boulevard-Pursley Drive area. We decided to expand our project to include both areas. In fact for $5,000 it turned out to be a pretty good bargain for the engineering and surveying services.

Greg Meszaros: So the Amendment is for this new area?
Mike Thornson: Yes.

Gina Kostoff: The residents in that area have been dealing with a lot of drainage problems for a long time, so I am happy to see this project move forward.

John Suarez moved approval. Motion carried.

Meeting adjourned 9:51 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
MARCH 16, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Mike Hicks, Paul Powers, Mike Thornson, Justin Brugger - Planning and Design Services. Ron Sheppard, Bill Simmons - Engineering Support Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Steve Davis – Traffic Engineering. Al Lichtsinn – Street Light Engineering. Kristine Degabriele – Law Department. Rick Orr – Right-of-Way. Cathy Robb – Flood Control. Craig Berndt – Redevelopment. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of March 9, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #05-01, *Restoration of Water Maintenance Winter Backlog Utility Cuts.*

BIDDER	BID AMOUNT
Key Concrete	-
Robbco, Inc.	**252,162.74**
Warner Excavating	-
Engineer's Estimate	$275,001.49

3. RECEIVE BIDS: Improvement Resolution #05-02, *Restoration of Water Maintenance Concrete Utility Cuts.*

BIDDER	BID AMOUNT
Key Concrete	-
Robbco, Inc.	**180,826.73**
Yard One	-
Engineer's Estimate	$193,473.35

4. AWARD: Resolution #1115-2005, *Lake Avenue Feeder Main, Phase II* to Fleming Excavating in the amount of $720,393.91. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

5. Approval of Resolution #295-05, *Pine Valley Addition, Phase III* from Street Light Engineering.

   Al Lichtsinn: This project includes the intersection lighting for the annexation commitment for this area that was annexed three years ago. Per the Association's request, some cul-de-sac lighting will be included in this project.
   Gina Kostoff: Is this the standard City street lighting?
   Al Lichtsinn: Yes, the ornamental standard street lighting.

   John Suarez moved approval. Motion carried.

6. Approval of Construction Contract #1589-2003, *Plant 3 Winterization,* between the City of Fort Wayne and Mason Engineering in the amount of $532,000.00.

Ryan Chasey moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Purdue University on behalf of IPFW Archaeological Survey for the *Parkerdale Sanitary Sewer Extension Archaeological Reconnaissance Services*. Compensation for services performed shall be $2,518.00.

Paul Powers: This project was bid the early part of 2004, however, we did not have sufficient funding at that time to move forward with construction. Since that time, we are looking at a State revolving fund loan to pay for the project. As part of that application process we need to do a PER or Preliminary Engineering Report. Also as part of that report, we need to do an archaeological survey for any areas that are undisturbed. We do have a few areas along the creek area that were undisturbed, so we will have to do that particular survey which will become part of the documents and loan application.

Gina Kostoff: What will they be looking for in this survey?
Paul Powers: Basically, any remnants of artifacts of any sort they may find. If they do, we may have to move to the next step, but we do not anticipate finding anything of major consequence.

Gina Kostoff: The only reason we are doing it now is because we are trying to tap another line of funding to do the project, so the fact that we bid it twice before is immaterial, correct?
Paul Powers: That is correct.

John Suarez moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the *WPCP Dechlorination Facilities and Outfall Structure Improvements*. Compensation for services performed shall be $198,697.00.

Mark Gensic: This project is located at our Water Pollution Control Plant on the Maumee River. It is a design project for the north side of the river where we do our discharge of our final treated wastewater into the Maumee River. In order to operate a plant it requires a permit with the State, called the National Pollutant Discharge Elimination System Permit. One of the permit requirements is to dechlorinate the water before we put it back into the river. The final part of the treatment process at the plant involves the disinfection of water to kill any last potential bacteriological matter.

The dechlorination facility is being designed on the north side of the river. This is our Dwenger Avenue Water Pollution Control Plant (diagram is shown). After we go through the settling and biological treatment and chlorination, we go through pond #3 and then discharge into the river at this point. This project is the design of a new outfall discharge point, so that we not only can dechlorinate but, improve our oxygenation of the water and make it a better environment.

This is a complicated project because we have to build a new building on this side of the river, a new access road, have system controls, and of course, the electrical system. On the table next to me is a typical set of plans and specifications for this type of building. Since this is a State requirement that we do competitive bids for construction projects, we have to specify and make sure those contractors know what they are bidding on. We invest engineering money up front to deliver a good set of plans and specifications and then get the best price on construction projects. This project is one of our most important water pollution control projects for the year

and continues to keep us in compliance with our permit to treat sewage and return it to the river.

Mark Gensic: Greg, you may want to add something to that.
Greg Meszaros: I just would note that our permit was just renewed for five years.

Mark Gensic: Donohue has performed well at the Water Pollution Control Plant. They have been involved in our facilities planning and have been involved in our Headworks project, which we are about to open up in three weeks. We have used them to design the primary's facilities project, which we are awaiting funding. They have already been involved with the design of this project, which is about 80% complete. We will be putting together a smaller bid package that includes this NPDES requirement.

Greg Meszaros: I would just like to add that beside the State telling us we need to do this, they tell us when we have to do this. We do have to get started because there will be long lead times for ordering equipment, construction, etc. and we want to make sure this is all in service by our permit requirement time.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the *Three Rivers Filtration Plant - North Pump Building and Electrical Building.* Compensation for services performed shall be $946,574.00. City Council has approved the consultant.

Gina Kostoff: So, the Council has approved the consultant or has approved....
Greg Meszaros: ....the need for a consultant.

Mark Gensic: I am a little nervous because I am asking the Board to approve services for $946,574.00. I may have to solicit some help from Greg and Matthew with the explanation of this project, but first I would like to take a little time to review some of the things we have accomplished in the last four years.

Our water system as shown on this map (map shown) requires the treatment in our downtown water filtration plant. From that central point we pump water into the entire center distribution system, as well as water to a new pressure district in a pump station that sends it out to GM, out to the west side of Fort Wayne and sends it north of I-69. These are separate pressure districts, but again, all the water originates through the downtown filtration plant and requires pumping through this pipe network to even get to these locations. Our high service pumping is one of the most important parts of the entire process. The original high service pumping was built in the 1930's. It was built with a 2400 electrical volt system and that system is becoming dated quickly. Part of this project involves electrical work, so we are going to start with the replacement of a new electrical building and convert our plant with a more modern electrical system.

In 1967 we did another high service pump project, which is already thirty-eight years old. The original high service pump building is now seventy-two years old. This north pump station project is a key project for the next fifty to seventy-five years of our water utility. We are proposing to get the design done this year and fund the construction next year. Because of the importance of the high service pumping we have done some improvements in the 1980's and again in the 1990's and more recently, two of the pumps #2 and #9 where we spent a million and a half in the last couple of years. Why do we spend so much time and attention on the high service pumping? Because it is all about our reliability and without the high service pumping we do not have fire protection service or water at all. This is a 24/7 operation that our plant manages very well. This project is about giving them a renewed infrastructure, so they can continue to manage that 24/7 operation. I think it is important to note that beyond

the service area of our water utility it is the reliability, not only in terms of the pumping and performance of this water, but also the quality and volume of the water that allows us to provide a backup to one of our competitors to the north and west. We are not only serving the greater Fort Wayne area, but we are serving customers that are outside when that water is needed, which played out several years ago when there was trouble in Aboite township. This is a regional asset that we must maintain and is important to the entire Fort Wayne area.

In 2001, Greg charged the Planning and Design Department with the water system master planning. We completed the Water Master Plan in 2002. This diagram (diagram is provided) walks us through the process of taking raw water from the river, pumping it down to the downtown location, the treatment plant, the storage of finished water and then the high service pumping. You will note that everything beyond that highlighted area depends on high service pumping to get through the central pressure district to fill the towers to charge the distribution system. It wasn't too hard to conclude in our master planning that one of the most important areas that we need to pay attention to would be for reliability.

One of the interesting parts of the study that we put more attention to was for the electrical, because those pumps do not work without electricity. We depend on AEP to provide that electricity, but we also made a decision as part of the master planning to go ahead with a project that you are familiar with and that is the emergency generator. The emergency generator is largely about keeping the water factory running in case the AEP grid fails, which happened a few summers ago in the Cleveland area. By the way, I visited with Cleveland and they do not have an emergency generator and do not have the same kind of reliability that we are trying to build here. They are doing about nine emergency generator projects from nine different pressure areas. They are scrambling to provide those facilities, so it doesn't happen to their water supply again. I think we are in a good position because we have a central facility and through our $16 million dollar bond issue we have funded the emergency generator for our plant. We are not done though. We still have to replace some of the infrastructure for the pumping and that is what this north pump station is about.

(Mark hands out materials pertinent to the project.) This is another excerpt from our Water Master Plan where I have highlighted what our priorities are. Our priority "A" is our high service pumping that affects 100% of our customers and we cannot afford downtime. I would also invite you to take the time and review what we are doing here. This is an important decision and an important project. I know you have previously visited the plant, but I would like to extend an invitation again to take a look at some of the older facilities and then to show you where this new pump station is proposed and what we are doing electrically.

When we completed our site planning and determined where to put the emergency generator building, high service pump building and electrical building, we did thorough cost estimating so we could budget and put together our bond issue. We also did a further evaluation on the high service pumping, which led to the High Service Pumps #2 and #9 project. We not only have to renew this infrastructure, but we have to do it in the context of keeping the existing plant running 24/7. We looked at the St. Joe Dam, sludge management, mechanical, system controls, water quality and even filter performance. All of these lead to the issue of money (the 2004 Water Bond summary is handed to the Board members).

For a couple of years now and through the active participation of many members of the utility administration, utility finance, utility engineering and even this Board, we have been planning what these improvements will cost and what we can afford to do. What I handed you is what we propose to do with the $16 million dollar Water Bond. We have sought permission from City Council through this Board and even with the State of Indiana Utility Regulatory Commission to approve. It has been approved and we are in the process of selling those bonds, if not already, sold those bonds. This particular project is listed within the $16 million dollars, so the $946,574.00 will come from that source to pay for the engineering.

We sent out an RFQ that defined the scope of this project, requested qualifications and reviewed those qualifications. We selected and interviewed three firms that could do the job, however we were charged with the responsibility of picking the firm that can do the best job. Why did we select Donohue and Associates for this project? We have worked with Donohue and Associates before and they have proven their performance. The sheet before you, "How to work effectively with consulting engineers" defines the process for a clear understanding of the contract terms by both parties and is essential for a successful project. Where are we at present with this project? We have defined the scope based upon several years of engineering study and negotiated a fee with them. We are prepared to sign a Professional Services Agreement. It is a lot to ask you to sign a $946,574.00 contract without further review. I would invite you to take whatever time you need to review. I have set up a meeting with Gina to revisit the plant and offer Ryan and John the same. We would ask that we move forward with this Professional Services Agreement, so that we could move forward with the design. The design will take about a year and then we will talk in the future about funding the construction.

Gina Kostoff: As Mark said, I did sit through the RFQ process and was very impressed with the three firms that we interviewed. I do have one question. When we interviewed these firms the expected fees were all clustered around $750,000, but now we have an amount for over $900,000. I understand we added some things to the scope of the engineering. Can you explain the additions?

Mark Gensic: Yes, I can. I started out this conversation talking not only about pumping, but also about electrical. We have decided that as part of this project we want to do electrical testing for the plant. We are not only going to do a pumping building, but an electrical building as well. We are going to set the stage for the next twenty years of electrical improvements to the plant. We are currently doing testing and grounding testing. We have times when the plant shuts down because we have faults within the electrical system and struggle to find those sometimes. It is time to begin to convert that factory to a more modern electrical voltage. That is why we have hired an electrical engineer to participate over the last several years. This project includes about $140,000 worth of testing. In addition, we have negotiated training as part of this and also we have decided it is time to deal with some of the yard work and piping out in front of the new north pump building. The size of the piping and underground facilities that surround that water factory are all buried and pretty impressive. As we negotiated and learned more about our project and what we needed to do to get it designed, that changes the scope slightly. The budgeted amount for this design is right at $1.2 million dollars.

Gina Kostoff: What is the expected construction price?
Matthew Wirtz: The total project cost is approximately $15 million with $13-$14 million in construction cost.

Gina Kostoff: Our plant staff has been dealing with an antiquated electrical system, so hats off to our staff for keeping the plant up and running. They have done a phenomenal job.
Mark Gensic: Yes, they take pride in what they do there and they have done a wonderful job over the years. Also, I think it is wonderful that this Board, City Council and the ratepayers are willing to replace some of this infrastructure so we can continue for the next eighty years.

Gina Kostoff: Mark, I would like to table this item for a week so you can set up meetings with each of the Board members to tour those facilities and do a more in depth analysis. It is a million dollar consulting fee and we don't take that lightly. So, I move to table this item for one week. Motion carried.

10. Approval of Change Order #1 & Final between the City of Fort Wayne and Land, Inc. for Contract #1704-2004, *Irene Byron Flow Meter* decreasing the original contract price by $336.80. Including this Change Order the new contract price will be $25,478.20.

Ron Sheppard: This is a final decreasing Change Order for this project that was completed at Irene Byron. It included the installation of a new flow meter replacing an older flow meter that was not reliable.

Ryan Chasey moved approval. Motion carried.

11. Approval of Grant Agreement between the City of Fort Wayne and CORE Consulting Group, LLC in which the City agrees to allocate $20,000 At-large CEDIT funds and $35,000 District 6 CEDIT funds to be used for site preparation costs to construct a 20,000 square foot retail center at the intersection of Pontiac and Anthony Streets.

Julie Sanchez, Redevelopment Specialist for the Redevelopment Department: This Grant Agreement represents the success of our initial efforts to promote retail in the southeast. Our initial efforts, some three years ago, dealt with specifically directing retail to the northwest corner of Pontiac and Anthony. We do have a developer that is very interested in bringing retail to this site. One of the principals from CORE Development is here today, Mr. Chris Paine. They have done some exciting retail that we are all aware of namely, two Popeye restaurants that are very successful. They are interested in increasing their development efforts to construct a 20,000 square foot retail facility on the northwest corner of Pontiac and Anthony.

The City agrees to allocate a total of $55,000 to the CORE Group to support the construction efforts. In addition, the retail they will be marketing will conform to City standards. We have asked them to exclude certain types of retail in consideration of the community and those retailers are: those that would sell guns, those that would exclusively sell tobacco products, check cashing stores, liquor stores, massage or tattoo parlors, adult book/movie stores or any pawn shops. We anticipate that when these funds are available to them the demolition will be able to occur. It will infuse a lot of hope within the community to see a nice clean area.

Gina Kostoff: Do we have an idea of the types of businesses we are looking to put in that area?
Julie Sanchez: I will defer that question to Chris.
Chris Paine: We are in negotiations with several: one is a community market, one a sporting goods type facility and we are working with a few others that the City has recommended or sent our way to talk with.

John Suarez moved approval. Motion carried.

12. Approval of Joint Funding Agreement between the City of Fort Wayne and the U.S. Geological Society to retrofit two existing USGS gauging stations with gas-purge, pressure transducer stage-sensing systems to replace the stilling-well/shaft encoder stage-sensing systems at St. Mary's near Fort Wayne and the Maumee River near New Haven in the amount of $11,000.00.

Cathy Robb: This Agreement before you is regarding two crucial sites where we are having problems during cold weather with the water in the Stillwell freezing. This often gives us inaccurate data and causes a lot of trouble shooting maintenance for our 911 communication radio shop people that maintain these stations. We are using USGS because they are the professionals for our river level gauges.

Ryan Chasey moved approval. Motion carried.

13. Approval of recommendation for denial for Encroachment License Agreement for Fairington Apartments located at the intersection of North Clinton and Fairington Drive.

Pat Fahey: There were a number of concerns with this request. The request was to install an identification sign for the apartment complex. However, it will be offsite and the apartment complex if you look at the map before you is actually 400 feet to the east of where the sign

would be located. The sign was to be located right out at the intersection of North Clinton and Fairington Drive.

From the standpoint of the zoning ordinance that makes it an off premise sign. Because it was proposed to be in the right-of-way, it is the Board's jurisdiction to determine whether the sign would be approved or not. If the sign would be located on private property, it would require a variance of the Board of Zoning Appeals and it is not likely the staff would have recommended approval of a variance like this. This is an awkward situation in that they do not have frontage on a major street, but it is not that unusual because there are other apartment complexes that are set back off of a main route. Our primary concern from the planning and zoning standpoint is the precedent it would set. You might be getting similar requests and we did not feel that would be a precedent you wanted to set. Our recommendation is to deny the request.

Gina Kostoff: So typically when signage like this is requested it is requested for on the premises in question, so the difference is that this sign is a good deal away from the entrance and off of their property, correct?
Pat Fahey: Yes, if it were on their property and it was located outside the public right-of-way it would automatically be approved.

John Suarez moved for Denial of Encroachment License Agreement for Fairington Apartments. Motion carried.

14. Approval of Street Dedication Deed for Southtown Center from the Department of Redevelopment to the City of Fort Wayne. The Department of Redevelopment is proceeding with the Subdivision Plan and Special Street Permit for construction of a public roadway.

Craig Berndt: We are requesting that the new street system within the former Southtown mall property, now called Southtown Center, be dedicated for public street purposes. The drawing before you shows what we are doing out there. Also attached is a legal description of the roads that are to be dedicated as public streets. The legal description is in two parts: Part 1 is called Ring Road and Part 2 is the "T" Road. We have the Indiana Department of Transportation's (INDOT) approval for the new intersection and all of the improvements out at US27. We do have the construction permit in hand. We are very far along with development and engineering plans for the construction and re-construction of all the roads. We will be re-constructing from Tillman Road all the way around to Anthony. We are currently rebuilding that area and in addition to that all of the improvements out at US27.

Gina Kostoff: So this agreement is for future construction?
Craig Berndt: Yes, future construction.
Gina Kostoff: So all of the construction will be done to the standards and specifications of the City of Fort Wayne?
Craig Berndt: That's correct and it is specified within those documents. We are committed to do it by 2006. We want to bid this in April and probably go to construction in May for all of the improvements for all the streets and including water, sewer and stormwater. The developer has some additional work, but it has nothing to do with any of our part. We already have the financing in place that is sufficient to do all of this work. The legal description has been changed slightly from the one I presented yesterday simply replace it with the one I just presented.

Ryan Chasey moved approval. Motion carried.

15. Approval of Property Owners Appeal for Resolution #1586-2001, 4911 Wayne Trace.

Marj Enders: According to Indiana Code property owners have thirty days from the final hearing to decide whether they want to pay their assessment in full or bond it over the time period that is allowed. This particular gentleman missed his deadline, so he is appealing to the

Board of Works. Any deviation from the Indiana Code has to have Board approval. In view of good customer service I recommend we approve his appeal.

John Suarez moved approval. Motion carried.

16. Approval of Barrett Law Claims in the amount of $178.63 for the week of March 16, 2005.

Ryan Chasey moved approval. Motion carried.

17. Approval of General Accounting Claims in the amount of $2,437,642.11 for the week of March 16, 2005.

John Suarez moved approval. Motion carried.

18. Old Business:

19. New Business:

Meeting adjourned 9:45 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
MARCH 23, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – Public Works and Utilities. Mark Gensic, Matthew Wirtz, Nathan Baggett, Pat Callahan, Justin Brugger - Planning and Design Services. Nancy Townsend – Development Services. Ron Sheppard - Engineering Support Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Rick Orr – Right-of-Way. Dan Brenner – Property Management. Dave Ross – Engineering. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of March 16, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1718-04, *Point Repairs 2004.*

BIDDER	BID AMOUNT
Bercot, Inc.	78,161.00
Land Construction	79,700.00
Scheidleman Excavating	118,284.27
T-E Incorporated	**54,155.00**
Engineer's Estimate	$99,000.00

3. AWARD: Resolution #05-01, *Restoration of Water Maintenance Utility Cuts – Winter Backlog* to Robbco, Inc. in the amount of $252,162.74. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

4. AWARD: Resolution #05-02, *Restoration of Water Maintenance Utility Cuts – Ongoing* to Robbco, Inc. in the amount of $180,826.73. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. Approval of Revised Sanitary Sewer Contract #2004-S-43, *6564 Hazelett Road* between the City of Fort Wayne and Rex L. McFarren in the amount of $18,873.15. The project is privately funded, located inside the city and is in a green zone.

   Nancy Townsend: This is a contract that has been previously brought before the Board. It is a short sanitary sewer extension just over 400 lineal feet. It is located on the northeast side of Fort Wayne. This is a project presented by some residential property owners sponsoring their own mainline extension and does include a reimbursement contract. There has been a reduction in the total cost for the project, so we made the necessary adjustments in the contract language and the reimbursement amounts for the affected property owners.

   Ryan Chasey moved approval. Motion carried.

6. Approval of Amendment #2 to Professional Services Agreement between the City of Fort Wayne and Clark Dietz, Inc. for Work Order #74543, *Rothman Road Relief Sewers*. Compensation for services performed shall be increased by $5,686.00.

Pat Callahan: This is a contract with the designer. Part of the contract had to do with construction services including answering questions on drawings, doing record drawings, etc. On this particular project we had a lot of problems with the electrical work on the lift station. The designer was called in several times to help the contractor to work through the problems. The problems were not a result of design error, but involved faulty equipment and a contractor's misunderstanding of the project. These costs are associated for both an increase in the length of the project and in the amount of work during the construction phase of the project.

Gina Kostoff: Are you anticipating any further amendments to this agreement?
Pat Callahan: No, we are not. The last work that needs to be done is preparation of record drawings by the design engineer. We are still waiting on the initial drawings from the contractor, but that work is included in this price.

John Suarez moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue and Associates, Inc. for Resolution #1742-2005, Work Order #75013, *Water Pollution Control Plant Centrifuge Upgrade Design.* Compensation for services performed shall be $34,886.00.

Mark Gensic: This project is located at our Dwenger Avenue Water Pollution Control Plant on the Maumee River and involves our centrifuge process of our sludge. In order to process sludge it depends on the right consistency for it to be able to pump. If it is too thick it will not pump and if it is too thin, we are not efficiently transferring and using our pumping dollars. One of the problems with the thickening process is that it basically needs an upgrade. The sludge indicators are not working properly and the sensors need to be replaced. We discharge the sludge through pumps that have to travel over 1000 feet over to our digesters.

This project is all about coming up with a review of our existing conditions, a development to the solution of the mixing and level sensing and then putting together a cost estimate that we will likely fund next year. We need to get this study done and get our cost estimate done so that we can budget for future improvements to the plant. The plant has been running that thickening process extremely well. It has been one of their Six Sigma projects and they are doing their best, but they struggle with the control. The electronics and electrical equipment suffer from the tough environment because it is in a moist building. We are looking to make improvements to the facility, not so much to the process.

Ryan Chasey moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Right-Of-Way Jones, Inc. for Resolution #6952-03, *Lahmeyer Rd. & St. Joseph Center Road Intersection* project. Compensation for services shall not exceed $6,800.00.

Dave Ross: This project is already designed. We have received appraisals on the minimum amount of right-of-way necessary to construct a signalized intersection, which is currently an all-way stop. Hopefully, the buying services will wrap up the project so we can bid this in May. The funding source is through a CEDIT bond.

John Suarez moved approval. Motion carried.

9. Approval of Change Order #1 for Professional Services Agreement between the City of Fort Wayne and ADS Environmental Services for *CSO Metering* increasing the original price by $255,586.25. Including this Change Order the new contract price will be $398,874.00.

Pat Callahan: Approximately two years ago we had an administrative order from EPA. The order was amended to require us to put flow meters in each of our CSO's. We have approximately 50 of them. Because it was an administrative order we were hoping it was a temporary situation, so we entered into a contract with a consultant and purchased eighteen meters. They provided the maintenance and downloading and we thought analysis of the data for one year on those eighteen meters.

After the issuance of our five-year NPDES permit we started looking at the cost of continuing with a full service consultant and also with the service we already had. We decided it would be too expensive to proceed that way. We did a survey from people within the City and thought we could buy the meters, have a consultant do a little troubleshooting, but then do all the installation and downloading of data in-house. The original contract we entered into with ADS was for the purchase of fifteen meters. This contract includes some software and backup services to help us get familiar to see, if in fact, we could do this in-house. We have had the first fifteen meters in the ground for about a month and a half with very good results, plus very good service from the vendor. We are under pressure from EPA and IDEM to go ahead and install additional meters. We are going to replace the original eighteen, plus add some for a total of forty-four meters that we will own. We will be doing the maintenance and data download and analysis with in-house people. We will rely on a consultant to help us with the more technical issues. This all looks very expensive, but the cost of full service without meters would run about $20,000 a month. We feel this is an economical way to fulfill the regulatory requirement.

Ryan Chasey: What is the useful life of one of these meters?
Pat Callahan: When we originally negotiated the contracts we looked into the buy back provisions, so if something didn't work we could sell the meters back. Generally, we get buy backs for three years, so the consultant firm believed they had a good meter for at least three years. What happens after three years is that the technology gets better and it is obsolete for their purposes. We also know there are meters of this type in the ground for ten years. For purposes of planning, we feel they would have a useful life of at least five years.

Ryan Chasey: Is this a permanent situation? Do these meters need to be there for the foreseeable future?
Pat Callahan: Yes. Our NPDES permit runs for five years.

Ryan Chasey moved approval. Motion carried.

10. Approval of Full Release of Escrow from National Power Rodding for Resolution #1542-02, *North Maumee Sewer Cleaning and Televising* in the amount of $11,643.44.

John Suarez moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors, Inc. for Contract #2004-S-43, *6564 Hazelett Road* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Services to accept the work performed by Keller Development, Inc. for Contract #2004-S-37, *Stephanie Villas - Sanitary* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the work performed by Pyramid Excavating Inc. for Contract #2005-S-2, *7441 Eby Road - Sanitary* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing Contract #2004-W-28, *Stellhorn Crossing Office Park - Water* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

15. Approval of Utility Registration Statement between the City of Fort Wayne and Kentucky Data Link, Inc. to use the City's right-of-way as a public utility.

Rick Orr: Kentucky Data Link is really an offshoot of Synergy, a company that operates in Kentucky, southern Indiana and Ohio. This company is formally requesting permission to use our public right-of-way as a public utility per State Law as long as they meet minimum requirements. They are certified through the IURC to operate as a public utility and they have a right to use our right-of-way. Once they get to the point of putting in fiber or their actual infrastructure, we will make sure they follow other specific rules. This document more formally recognizes that they have the ability to use our right-of-way. They have supplied copies of insurance statements, naming the City of Fort Wayne as additional insured and have complied with our ordinance.

Gina Kostoff: Their intended use is for high-speed data transmission?
Rick Orr: Yes, correct.

Ryan Chasey moved approval. Motion carried.

16. Approval of Encroachment License Agreement between the City of Fort Wayne and Dupont Hospital/St. Joseph Health Systems.

John Suarez moved approval. Motion carried.

17. Approval of Barrett Law Claims in the amount of $20.10 for the week of March 23, 2005.

Ryan Chasey moved approval. Motion carried.

18. Approval of General Accounting Claims in the amount of $3,588,460.72 for the week of March 23, 2005.

John Suarez moved approval. Motion carried.

19. Old Business:

Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the Three Rivers Filtration Plant – North Pump Building and Electrical Building. Compensation for services performed shall be $946,574.00.

Mark Gensic: Last week we introduced a Professional Services Agreement and since then you have had a chance to take a closer look at it. This project is a big project and consists of our proposed north pump station and the electrical building to be built at this location (map is shown). We have several major projects going on and it is an exciting time of renewal for our

filtration plant and some of our construction projects. This big project is eventually replacing the 1930 pump station and the conversion of our plant to a more modern electrical system. Briefly, we went through our RFQ process and interviewed three consultants, but determined Donohue and Associates to be the most qualified. We then negotiated both the scope of work and fee with them and including the electrical testing the total fee is $946,574.00. This past week members of the Board came out to the plant and reviewed the operation. Your observations....

Gina Kostoff: It was very impressive. It is amazing to me the amount of infrastructure we have in the water filtration plant and how well our plant staff has done with the antiquated systems we have in there. Their maintenance is phenomenal, but it is time we invest and bring the plant up to where it needs to be to prepare us for the next 100 years.

Ryan Chasey: Thank you too, Mark for taking the time to take us out there. I found it incredibly useful in my perspective. When you see these large dollar amounts come through the Board and then when you actually get inside the plant, it gave me a better handle on it.

John Suarez: I would like to echo the sentiments. I really appreciate the time you took taking us over to see the plant and then being able to talk with some of the people. They have a lot of pride in their work.

Mark Gensic: Thank you. That is a good observation because the people do take a lot of pride in their work. I think the actions of Greg, Utility Administration and this Board is becoming more evident to the plant staff every year. Their enthusiasm for the maintenance to the plant and their knowledge that we are making capital investments has raised the bar at the plant. I would like to give credit to the water management planning process. I am here representing a lot of people who put a great deal of time into this project like Greg and Matthew Wirtz. Also, we had a City Utilities Master Plan and Utility Business Plan group that includes people like Ron Sheppard, Pat Callahan, Mary Jane Slaton and others. I recommend that the Board approve the Professional Services Agreement. It will take at least a year to get this designed and the electrical testing may take about a year and a half.

Ryan Chasey moved approval. Motion carried.

20. New Business:

Meeting adjourned 9:26 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MARCH 23, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:27 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Nancy Townsend – Development Services. Ron Sheppard – Engineering Support Services. Chuck Bailey – Contract Compliance. Kristine Degabriele – Law Department. John Passey – USInfrastructure.

1. Approval of Board of Stormwater Management Minutes for the week of March 16, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Professional Services Agreement between the City of Fort Wayne and US Infrastructure, Inc. for *Spot Drainage On-Call Services*. Compensation for services performed shall be $90,000.00.

   Nancy Townsend: This is a contract for the provision of survey drafting and engineering services related to stormwater drainage complaints. This will be the second such contract with USInfrastructure for these types of services. We utilized their services throughout 2004 and part of 2003. This is a key tool in being able to address chronic spot drainage problems. The ability to obtain field survey information, including elevation data and above ground features and have it drafted is important in determining how to best address certain drainage problems. To be able to extend these services when necessary to include engineering and design work is important as well. Given the large demand of these problems and the staff we have on hand to actually do design work and work with contractors is relative to the projects.

   We have used this contractor for assistance with our maintenance department and routing and plan review projects. We have done eighteen different projects or requests through the previous contract with USInfrastructure. Services have ranged from the preparation of a simple easement to field staking an easement to field data collection, basic drafting and engineering services. Initially, we have used every tool that is provided within this contract. Individual project costs for these services have ranged from $300 for some field staking and up to $20,000 for some survey drafting and engineering services. It has been a great tool and very useful for us in Development Services and those in maintenance too. They have been very responsive and timely in the completion of their work. This is a not-to-exceed agreement for $90,000.00.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:33 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

PUBLIC HEARING SIGN-IN SHEET

DATE: March 23, 2005

RES. #: Exchange of Real Estate: Janice F. Stetzel

DESC: Beckett's / St. Joe Wastewater Interceptor Project

NAME	ADDRESS
Jon A. Bomberger	Baker : Daniels
Mary Jane Slaton	
Paul Powers	
Dan Brenner	
Josh Suter	

PUBLIC HEARING
BECKETT'S-ST. JOE ROAD WASTE WATER INTERCEPTOR
MARCH 23, 2004

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 10:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Paul Powers, Mary Jane Slaton, Jack Suter, Consultant. Jon A. Bomberger, Attorney – Baker Daniels.

Gina Kostoff: Good morning. I will call to order the public hearing on the disposal and acquisition of property for the construction of Beckett's/St. Joe Interceptor Waste Water Facilities.

Mary Jane Slaton: I am going to give you a brief overview of the law and why we are here this morning. Jack Suter will provide a presentation on the specifics of this property exchange.

The purpose of our public hearing this morning is to comply with the legal requirements of Indiana Code 36-111 that applies to the disposal of property by political subdivision through sale exchange, transfer or lease. The law requires that we have a public hearing and that notice be given to the public by advertising once in the newspaper with the advertisement to appear not fewer than 10 days before the hearing. This meeting was advertised in both newspapers on March 11th, 2005. As Jack Suter is going to explain, City Utilities is proposing to dispose of a tract of land by exchanging it with an adjoining landowner for a tract of land owned by that person with the two tracts having the same value. Basically, it is a property swap with no compensation.

Following the hearing today there will be an agreement with the adjoining property owner and we expect to have that on the Board agenda next week. At that point the Board will take official action on that agreement fulfilling your action as a result of this Public Hearing. Today is the hearing, next Wednesday is the Board meeting and if you would approve the agreement at that time, then it would need to go to City Council for their approval since we will be acquiring property through this exchange.

Jack Suter: I retired a year ago, but since that time the City has retained me as a consultant for the Utility on certain matters. I should point out that I had worked on this project with the landowner before I retired. The City Utilities, particularly the sewer utilities, completed a master plan for sewers and identified that there were capacity issues associated with the Beckett's Run area.

Beckett's Run primarily serves this area (map is shown). To address this concern the City identified the site, that is the subject of today's hearing, as an area to be a good location for an improvement that would significantly reduce the capacity issues during heavy rain events. Quite simply, when it rains hard water gets into the sanitary sewers and fills them up and consequently they overflow. The potential site is on acreage presently owned by Mr.

and Mrs. Stetzel. As you can see on the map, (map is shown) it is along the west bank of the St. Joe River and is adjacent to the land the City has owned for a number of years. While most of the Stetzel real estate lies above the flood plain, our acreage is in the flood plain or floodway. Floodway is where the water always goes and the flood plain is when they have a big flood it gets into that area. Obviously, the City cannot construct anything within the floodway or flood plain. The Stetzels are in the process of completing a home and we approached them with the possibility of selling or trading land to give us the opportunity for the improvements.

The Stetzels favored the land swap, rather than an outright sale to the City, provided the exchange was of equal value. The City hired a professional appraiser to appraise the real estate. It was determined that approximately 21.4 acres of the City's flood plain and flood way would be of equal value to the 16.5 acres of the Stetzel real estate. Therefore, we want to trade our land to the Stetzels for the acreage.

The agreement under consideration today highlights details of that exchange. In addition to the mechanics of trading the property it addresses certain easement rights. It is important for us to have easement across our land to be able to get back to the site where we would anticipate putting that facility. When we would sell that property to the City or exchange it to the City we would retain certain easement rights over that.

The Stetzels would also have approval rights of the color of any facilities that we might build there so it blends in. The Stetzels are building a very substantial home on that site and obviously they do not want to look at something that would be objectionable to them. They also recognize that there may be a possibility sometime in the distant future we may want to acquire walkway or greenway easements across some of this land.

I should point out that the Stetzels are not interested in developing this real estate. It is a substantial tract they acquired merely for enjoyment of the site. It is all wooded and thought at one time of having a wild life preserve there.

Jon Bomberger is here today to highlight anything I might have missed, but basically that is the proposal before you today.

Ryan Chasey: So we would give up tract one and we would acquire tract two is that correct?
Jack Suter: Yes.
Paul Powers: The total value is less than $25,000.

Gina Kostoff: Are there any other parties that wish to make comment today?
With that than, we will close the Public Hearing.

BOARD OF PUBLIC WORKS MINUTES
MARCH 30, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Matthew Wirtz, Nathan Baggett, Pat Callahan, Andrew Schipper, Mike Thornson, Paul Powers, Jack Suter, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Al Lichtsinn – Street Light Engineering. Jon Perlich – Public Information Officer. Chuck Bailey – Contract Compliance. Valerie Ahr – Controller's Office. James Haley – Utility Administration. Mario Trevino, Connie Barnett – Transportation Engineering Services. Richard Bacon – Traffic Engineering. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of March 23, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1683-2004, *Water Line to Lab.*

BIDDER	BID AMOUNT
Mason Engineering	89,000.00
Engineer's Estimate	65,770.00

3. RECEIVE BIDS: Improvement Resolution #7033-05, *Chapel Oaks Concrete Street Repair 2005.*

BIDDER	BID AMOUNT
Brooks Construction	264,868.00
Hipskind Concrete	268,268.00
Key Concrete	280,835.00
Newell Construction	- - -
Pioneer Associates	378,704.50
Primco, Inc.	**237,233.97**
Engineer's Estimate	269,515.00

4. AWARD: Resolution #1718-04, *Point Repairs 2004* to T-E Incorporated in the amount of $54,155.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

5. Approval of Improvement Resolution #7034-05, *Kern Valley Meadows – Walden Neighborhood Street Improvements.*

   Mario Trevino: Locations included in this project are the 7400-7500 blocks of Valley Meadows Drive in Kern Valley Meadows Addition and the 6007-6027 Hallowell Place and 5725-5595 Thoreau Avenue in the Walden Neighborhood. The scope of work for the Kern Valley Meadows Addition involves concrete reconstruction of the roadway, drives and storm sewer rehabilitation.

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The scope of work for the Walden neighborhood consists of only the concrete reconstruction and affected drives. The project's opening bid date is set for April 20th and the expected completion date is August 5th.

John Suarez moved approval. Motion carried.

6. Approval of Improvement Resolution #7036-05, *Miscellaneous Construction Package 1A-05*.

Mario Trevino: There are five locations within the Arlington Park Neighborhood area and two locations within the Maplewood Downs and Maplewood Terrace neighborhoods. The scope of work involves concrete reconstruction of the roadway and affected drives. The project's bid opening date is set for April 20th and the expected completion date is scheduled for September 9th.

Ryan Chasey moved approval. Motion carried.

7. Approval of Resolution #297-05, *2005 CEDIT Neighborhoods* from Street Light Engineering.

Al Lichtsinn: This project involves seven neighborhoods that requested the installation of street lighting through petition requests. The project will be bid in late April.

John Suarez moved approval. Motion carried.

8. Approval of Resolution #298-05, *Countryside, Wedgewood and Tanbark Trails Additions* from Street Light Engineering.

Al Lichtsinn: These three additions requested some more ornamental mid-block street lighting in their neighborhoods. The councilman in these areas has approved the money for the lighting to be done. The project will also be bid in late April.

Ryan Chasey moved approval. Motion carried.

9. Approval of Resolution #92-3-30-1, *2005 Street Department Truck & Equipment Lease*.

Valerie Ahr: We are requesting the Board of Works to act as third party leasing agent for the equipment for the street department. This equipment will be used in the Aboite area.

John Suarez moved approval. Motion carried.

10. Approval of Resolution #1504-2005, *Glenwood Park Phase 1A - Inwood Drive Water Main Replacement*.

Matthew Wirtz: This is a water main replacement project that is in the northeast area of town. This project is approximately 3100 feet of water main replacement. Historically, this has been a high main break area for us. This project was part of the Glenwood project that was bid earlier this year, but now we have split out this critical section to be done in front of the street petition project that is coming later this year in the fall. I will be happy to answer any questions you may have.

Gina Kostoff: Since this has been split into two projects, when will we see the second phase of this project?
Matthew Wirtz: The second phase will probably come this summer.

Ryan Chasey moved approval. Motion carried.

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11. Approval of Construction Contract #05-01, *Restoration of Water Maintenance Utility Cuts* between the City of Fort Wayne and Robbco, Inc. in the amount of $252,162.74. Prior approval has been requested.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #05-02, *Restoration of Water Maintenance Utility Cuts* between the City of Fort Wayne and Robbco, Inc. in the amount of $180,826.73. Prior approval has been requested.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract #05-03, *Restoration of WPCM Utility Cuts* between the City of Fort Wayne and Robbco, Inc. in the amount of $97,790.42. Prior approval has been requested.

John Suarez moved approval. Motion carried.

14. Approval of Construction Contract #1115-2005, *Lake Avenue Feeder Main Phase 2* between the City of Fort Wayne and Fleming Excavating in the amount of $720,393.91. Council approval has been requested.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Hansen Information Technologies to install *Hansen's Asset Manager*. Compensation for services performed shall be a not-to-exceed amount of $20,000.00.

James Haley: This contract is result of an RFP that happened in 2004. This is the first phase of the contract that is going to be approximately $300,000.00. This contract will be part of the planning process set out to schedule when and what we are going to buy.

Gina Kostoff: What is the purpose of the asset manager?
James Haley: We are buying a utility asset manager. This will manage the assets from everything in the street and in the ground. It will track everything and do work orders for the utility.
Gina Kostoff: So, instead of having two separate work order systems, a pavement management system and all those different types of things, we can combine all these technologies that are running into one technology to work for the entire City?
James Haley: That is correct. It will replace the old data general.

Ryan Chasey: In the contract it says this contract award was made to the engineer on January 21, 2005, but you just said 2004?
James Haley: Well, the RFP started in September 2004 and the decision was essentially made in 2004, but the letter was sent out in January 2005.

Ryan Chasey: So did this go through the Board?
James Haley: The RFP was started before I came here. I assume it went through the Board.

Ryan Chasey: OK, it might have been before my time too. This phase is just for planning correct? It is not for any implementation right?
James Haley: As part of the RFP, this was the initial contract that they recommended as part of the RFP and helps plan the rest of the process. In order to get a better price for exactly how much the rest of the process will be, I'm doing this contract first so I will be able to say with some certainty how much the total contract will be.

Ryan Chasey: So, are we or are we not locked into this company with the approval of contract?

James Haley: We are locked into the extent that we gave them a letter saying that we intend on awarding the RFP to them. Again, we are not obligated beyond the $20,000.00, although I expect that we will take the recommendations and buy their software.

Ryan Chasey: Is this a unique company? I noted this company was in California. Do we have to go national to find this type of software?
James Haley: Yes, this is a large company. They do Indianapolis, California and others and are one of the industry leaders.

Ryan Chasey: Do we have any sense of how big this contract will be?
James Haley: For the next year it will be around $300,000.00. In the upcoming year I anticipate looking for a new utility billing system. The new utility billing system has a good chance of coming from Hansen, although we do have to evaluate that. The cost of that will be around one and half million dollars. In later years there may be additional modules that we could add on. They have modules for neighborhood code enforcement, permitting, etc., so it could extend significantly.

Ryan Chasey: As we move on with this, I would be interested in learning more about it to get a better grasp of it. Maybe we could meet and go over this.
James Haley: I have a presentation already built up on what I plan to do and how we are going to do it, so anytime you are available.

Gina Kostoff: Just to clarify, so at each juncture when we are looking at adding new technologies we will be looking at other companies as well to see if their technology is competitive?
James Haley: Yes, but Hansen will have the inside edge because they will have software we know will integrate within the whole system. There will be one common database that will be at the heart of everything. By going with Hansen for the asset manager, that gives them a leg up for the customer billing system, but it is not guaranteed in stone.

Ryan Chasey: One more question. You stated this all started before your time, have you thoroughly evaluated this system and are comfortable with this and your background?
James Haley: Yes. In fact, this is the second time Hansen has won an RFP. I think three or four years ago they won an RFP and the contract was never finalized. We did another RFP and Hansen won again, so I am comfortable with Hansen.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Environmental Consultant, Dr. Michael A. Hoggarth, for the preparation of an endangered mussel species survey as required by the EPA. Compensation for services performed shall be $20,875.00.

Pat Callahan: As part of our required preparation of CSO long-term control plan we need to characterize our existing rivers. One of the characterizations is to do a search for endangered, threatened and rare species. Originally, we put together a long-term control plan in 1996. In reviewing the databases for these studies we found there were no studies that indicated anything existed. As we go back through our long-term control plan with EPA and our negotiations with them they have asked us to recheck the databases. We found two studies since 1996 that indicate there may be some endangered mussel species in our rivers. They have asked us to hire an expert to come in and do a mussel survey. This contract is for that survey. A report will be sent to us if there is a mussel finding noting where they were found, how big they are and how healthy the communities are.

Ryan Chasey: Pat, I noted this individual is in Ohio. Is there anybody locally or in the state that does this type of survey?

Pat Callahan: There are only a few people nationally that are qualified to do this survey and it is difficult to get licenses to do endangered species. In fact, we had to get approval of our expert from EPA. This individual is an expert in mussels.

Ryan Chasey: Does Ohio have a collection or department that works on that?
Pat Callahan: Yes. There is also the Heritage Database that Indiana keeps, which is a listing of all studies that have been done on endangered species within the State. We pulled the information from that database. We sent a copy of the information to this individual, along with contracts. It turns out that there are many more studies that he is aware of in the Fort Wayne area, so he is very knowledgeable.

Ryan Chasey moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Kokosing Construction Company for Contract #1664-2004, *General CIPP Package 2004 #1* decreasing the original contract price by $45,713.34. Including this Change Order the new contract price will be $1,116,958.66.

Ron Sheppard: I would like to note that we do have a math error on this Change Order. The decrease should be $45,712.68, so the final contract price will be $1,116,959.32. These are quantity adjustments for this particular project. The project is completed.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Brooks Construction for Contract #2004-W-18, *Air Guard Base Entry Water Main Extension*, as an integral part of the City's water distribution system.

Ryan Chasey moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the work performed by Pyramid, Inc. for Contract #2004-W-26, *Hazelett Road Water Main* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

20. Approval of Agreement for Exchange of Real Estate between the City of Fort Wayne and Janis F. Stetzel for construction of the *Beckett's-St. Joe Interceptor Wastewater Facilities*. This is an equal value property exchange.

Jack Suter: You may recall last week the Board held a Public Hearing on a proposed land transfer between the City and Mrs. Stetzel for acreage near the confluence of the St. Joe and Beckett's Run sewer interceptors. The City land is in the flood plain, while the Stetzel property is on higher ground. There were no comments offered by the public at that hearing. You were advised that the transfer would allow the utility to use the subject real estate to provide certain facilities that would significantly reduce sanitary sewer overflows resulting from high rain events.

The Agreement for your consideration today describes that land transfer and the acreage as established by a professional land surveyor as being of equal value. In addition, there are agreements within the document that would provide easements, fencing and potential walkway easements should the City ever desire that in the future. The acreage involved is 21.4 acres for the City and 16.58 acres that the Stetzels currently own.

Ryan Chasey moved approval. Motion carried.

21. Approval of Encroachment License Agreement between the City of Fort Wayne and First Presbyterian Church.

Ryan Chasey moved to Table. Motion carried.

22. Approval of Escrow Agreement for Resolution #1115-2005, *Lake Avenue Feeder Main Phase 2* between the City of Fort Wayne, Fleming Excavating and Decatur Bank & Trust Company.

Ryan Chasey moved approval. Motion carried.

23. Approval of Establishment of the Bradley W. Matteson Memorial Way on State Boulevard from Anthony Boulevard to Coliseum Boulevard.

Susan Matteson Thomas, Widow of Bradley Matteson: I am sure most of you know Brad was a City officer that was killed in October 5, 2000. I am asking for approval of the Bradley W. Matteson Memorial Way on State Street from Anthony to Coliseum Boulevard where the accident occurred.

Gina Kostoff: Thank you for your husband's service to the City.

Ryan Chasey moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $2,023,754.55 for the week of March 30, 2005.

John Suarez moved approval. Motion carried.

25. Old Business:

26. New Business:

Meeting adjourned 9:25 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MARCH 30, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:27 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Mike Thornson – Planning and Design Services. Ron Sheppard – Engineering Support Services.
Chuck Bailey – Contract Compliance. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of March 23, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and Christopher B. Burke Engineering, Ltd., for Resolution #1746-2005, *Spy Run Creek Flood Protection Project-Cross Creek Commons Detention Improvements* for additional design and engineering services for the Spy Run Creek project.

   Mike Thornson: Christopher B. Burke Engineering Ltd. is under contract with the City and completed a study for the Spy Run Creek – Cross Creek Commons Detention Improvements. I would like to present two photos that show the areas in connection with this study. In the first photo the area is in the Eastbrook/Westbrook area and the Interstate Industrial Park. The second photo represents the Cross Creek Commons area.

   I want to extend their services to act on some of the recommendations that came out of their study. One of the areas in particular is the detention area noted in photo one that I highlighted in yellow. I would like them to investigate land ownership and the value of such before proceeding with the design. The extra services also include, creating additional copies of the report and then help with presentations before groups, such as the City Council Flood Committee. The final part of the extended services would be to go forward with design on the detention basin improvements in the Cross Creek Commons area. The improvements include putting in an outfall pipe and to make improvements on the berm for the existing detention basin. The design work for Cross Creek Commons is at a fixed fee of $26,334.00. All the other services will be based on a time and materials basis.

   John Suarez moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Underground Contractors, for Contract 2004-ST-06, *Villas at Northbrook Section II*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

4. Old Business.

5. New Business.

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BOARD OF PUBLIC WORKS MINUTES
APRIL 6, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Matthew Wirtz, Nathan Baggett, Andrew Schipper, Doug Fasick, Mike Hicks, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Mary Jane Slaton, Ted Nitza – Water Resources. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Matt Gratz – Solid Waste. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of March 30, 2005.

   John Suarez moved approval. Motion carried.

2. Improvement Resolution #1728-2005, *Portage-Freeman Pipe Burst*.

   Nathan Baggett: The Portage-Freeman pipe burst is the rehabilitation of approximately 1500 feet of sanitary sewer running northeast along Portage Boulevard and due south along Freeman. We plan to rehabilitate this area by means of a pipe-bursting technology. If you are not familiar with that process, it is a semi-trenchless technology in which the existing damaged pipe is expanded and burst into the existing soil as a new pipe is dragged along behind it. It decreases the amount of excavation and restoration, which is what we want because of the poor soil conditions and proximity to other utilities and the road. This is not a new technology. It has been used in Fort Wayne in the Sunny Meadows subdivision. Our own maintenance crews brought this project to our attention. This project will be funded in 2005 under sewer capital. Construction should be completed in the fall. I can answer any questions you may have at this time.

   Gina Kostoff: Nathan, you said the maintenance crew brought this to your attention, is there a history of chronic problems in that area?
   Nathan Baggett: Yes. They have done several point repairs, especially along this area (map is shown). We televised and cleaned it. It has almost all PVC pipe and all sorts of joints that were never meant to be connected, which is one reason why we cannot line this project under our CIPP projects.

   Ryan Chasey moved approval. Motion carried.

3. Approval of Resolution #1114-2005, *Lima Road: Edgewood to Fernhill Water Main Replacement*.

   Matthew Wirtz: This project is the replacement of an existing 8-inch line on Lima Road, just north of Coldwater and where it ties into Edgewood and Fernhill. It is a main that has a high break history. This project has been in design for several years and is being funded through the Water Bond. We will be taking an existing 8-inch main and upsizing to a 12-inch main. This will be a difficult project because the right-of-way in that area is very tight, but we did

secure easements along the west side for a large portion of it. During the project we will be losing one lane for traffic in that area, but it is an important project for us to get done.

Gina Kostoff: Are you expecting construction to be completed yet this year?
Matthew Wirtz: Yes. We hope to start the bid this week and complete the project sometime in the summer or early fall.

John Suarez moved approval. Motion carried.

4. Approval of Resolution #1750-2005, *Aeration Blower Surge Valves*.

Andrew Schipper: The area indicated on the map (map is shown) is what feeds our aeration tanks. We are looking at some surge valves (map is shown) close to the blower buildings, so if the pressure in the line gets too much we can mechanically blow it off in the air. This project is in the 2005 budget and construction is planned this summer.

Ryan Chasey moved approval. Motion carried.

5. Approval of Resolution #92-4-6-05-1, *Rothman Road Sanitary Sewer Facilities* appropriating and condemning real and personal property for use by the City of Fort Wayne and awarding damages and assessing benefits to property owners for the construction of the Rothman Road Base Sanitary Sewer Facilities Project.

Justin Brugger: On March 5th, this Board passed a Resolution approving the Rothman Road Base Sanitary Sewer Facilities project, appropriating and condemning real and personal property for use by the City of Fort Wayne and assessing benefits to property owners for construction of this project.

Pursuant to Indiana Code, a public hearing was held on March 30th after publication of proper notice. At that time, City staff presented the project to the Board stating it is necessary, beneficial and of public utility benefit. Also at that time, the Board was available to hear remonstrances from the affected property owners. Although efforts greater than necessary were undertaken to notify the affected property owners of the hearing, none were present. In consideration of the March 30th hearing, should the Board wish to adopt this Resolution it will confirm and reaffirm the original Resolution, award damages and assess benefits shown in Exhibit A. It will set a hearing date of May 4th, 2005 in the Omni Room at which time the Board may receive or hear remonstrances from persons with regard to the amount of their respected awards, benefits or assessments.

John Suarez moved approval. Motion carried.

6. AWARD: Resolution #7033-05, *Chapel Oaks Concrete Street Repair* to Primco, Inc. in the amount of $237,233.97. Contract Compliance concurs with this award. Prior approval has been requested.

Ryan Chasey moved approval. Motion carried.

7. Approval of 2005-Yard Waste Contract between the City of Fort Wayne and the Allen County Solid Waste Management District. No costs are associated with the management of yard waste generated outside the District.

Matt Gratz: This is an annual contract that we do with the Solid Waste District. Basically, they grind all the brush brought into our compost facility free of charge. Also with this contract, they give us a $6.50 per ton subsidy for all yard waste brought into the facility.

Gina Kostoff: What are the differences between this contract and prior contracts?

Matt Gratz: Actually, there is no difference except for the dates. The dates for this contract are from April 3rd to December 2nd.

John Suarez moved approval. Motion carried.

8. Approval of Alternate Feed Service Contract between the City of Fort Wayne and Indiana Michigan Power Company.

Doug Fasick: The contract before you has been in the works for several months and we have finally completed the agreement between Indiana Michigan Power and the City of Fort Wayne for the alternate feeds for our lift stations. There are five lift stations that are listed within the agreement where we have two different electrical sources into those facilities. The reason for the second source is that if we lose one source we can then go to the next. There are no costs associated with this agreement.

Greg Meszaros: What are the five lift stations involved?
Doug Fasick: You have Morton Street, Pleasant Avenue, Camp Scott, North Maumee and one more that I can't think of, but it is listed in the agreement. This agreement is something that the Indiana Utility Regulatory Commission requested that they do. They brought several contracts to us that tied a charge to it. However, the IURC stated that was not the right thing to do and they needed to go through a base rate hearing, so we finally have an agreement now that states that.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for Resolution #1589-2003, *Plant 3 Winterization*. Compensation for services performed shall be $87,728.00.

Mark Gensic: At this time I would like to hand out a sheet that shows the complexity and large volume of projects we have going on at the Water Filtration Plant this summer. There has been a lot of planning in order to coordinate this work with the seasonal fluctuations of how we use the plants. We have three plants. The oldest one, built in the 30's, we have to take out of service and de-sludge manually because that is the only way we can get at that plant. About two thirds down on the sheet you will see some line items about desludging. I don't want to go over all these projects.

What I want to talk about is the project on the sheet marked in the big box with a "W" for the Plant 3 Winterization. CH2M Hill was the designer on that project. At the time of the design we did not hire them for engineering services because we knew we would have to work through some of these coordination issues. Now that we have all of these issues figured out we want to add on to their agreement. We want to sign them up for engineering during construction and also have them supplement our own team in terms of coordinating some of the work done at the plant. This will be a busy summer at the plant. CH2M Hill has completed two other designs there and in the process of doing a third design. A year and a half ago they did our sludge management facilities planning, so they are very familiar with the Plant 3 northeast sludge master pumping station. This Professional Services Agreement is for certifications during construction, onsite inspection, record drawings, our operation maintenance documents and some software startup and the services of a resident engineer to watch the work during construction.

I would ask to hold this agreement for one week because there is one number I want to check with CH2M Hill.

John Suarez moved to Table. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and HNTB Corporation for Resolution #1694-2004, *St. Joseph Dam Electrical and Low Service Pump Improvement*. Compensation for services performed shall be $525,000.00.

Mark Gensic: (Mark hands out copies of graphs to Board members.) The graph in front of you shows the entire water utility supply treatment and distribution system from the St. Joseph River out to our water tanks in the distribution system. The green check marks on the right side of the graph show that we now have emergency backup, a trailer mounted 300 KW generator, for our water pump stations out in the distribution system located west, southwest and north. We are pleased to have that kind of backup because it can rove to those different sites in case of outages due to an ice storm or some other event. We didn't feel it was necessary to build permanent generators at those three sites, but we are pleased to have this roving generator. There has been a history of outages especially out southwest that affect the GM plant.

Greg Meszaros: I know they were happy we got the generator out there so quickly and with no lose of service.

Mark Gensic: The project with the other two green checkmarks (shown on the graph) is a project that is designed and will be constructed in 2005, which covers both our high service pumping and the treatment process. This is covered in our $16 million dollar bond issue. To the far left on the graph is the St. Joe Dam.

In addition, we will be working with AEP to build our own 34,500-kilovolt switchgear and substation with transformers at that location. The negotiations have been going on for almost one year. This particular project is designed only in 2005 and will await future funding. We do have two feeds from AEP to the St. Joe Dam and have been able to work with them. However, their infrastructure is aging also like ours, so we made a decision based upon our reliability studies that it is important for the City to go forward with the emergency generator backup at that water supply location.

HNTB is the engineer we selected for this project. They participated in the Master Planning and Facilities Planning in the cost estimates for this project. We are a little concerned about having Donohue do too many of our projects. We felt that with this particular project HNTB Corporation was qualified based upon their past performance. We think it is important to make sure we are keeping these consultant firms somewhat in competition with each other both for price and for performance. This was a good decision for City Utilities and at this point in time, we are ready to proceed with the design. This design is covered in our $16 million dollar bond issue. Greg, you may want to add something.

Greg Meszaros: Well, just that these projects were planned and not surprise projects.
Mark Gensic: Again, I would be willing to show any member of the Board a little more detail later this summer out at the St. Joe Dam, especially when we start having our heavier usage it is pretty interesting, so I will hold that offer open.

Gina Kostoff: When we look at these projects coming through and actually go through those facilities with you, I find it very useful and beneficial.

Ryan Chasey: Are you comfortable with HNTB on this? You mentioned you don't want to give too much to Donohue, but it is not like Donohue is overqualified?
Mark Gensic: Yes. HNTB has done some very excellent work with our high service pumping and with our electrical at the Water Filtration Plant. Donohue has some work at the Water Pollution Control Plant right now and a major project at the Water Filtration Plant, so we not only select our engineering firms on the basis of their capabilities, but their capacity as well. They will always come to us and say we can do this work, but we have to monitor this based upon their performance. Gina participated in our RFQ process and the interviews we had.

We had three highly qualified firms to do this work. Then again, it is a matter of picking the one we think with the most efficient use of our money and the one we think that will perform the best.

Gina Kostoff: The caliber of the consultants we had bidding, even the firms that did not make the final cut, were all quite impressive.

Ryan Chasey moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for Resolution #1730-2005, *Lime Sludge Force Main Capacity Improvement.* Compensation for services performed shall be $84,500.00.

Matthew Wirtz: Just to give you a little background on this project. Currently, from the Filtration Plant downtown to our Lime Sludge Lagoons on Lake Avenue there is an existing 10-inch ductile iron main that carries all of our lime sludge from the plant to the lagoons (map is shown). That main is very important for our treatment process. We draw off sludge that is settled out from our lime softening and pump it out to the lagoons. Over time the capacity of that main has decreased due to some of the sludge buildup, as well as with water quality and standards changing. We are looking at ways to draw off more sludge to increase the water quality that goes to our filters.

The Plant 3 sludge pump is under construction right now and is being replaced. This project will install a parallel main between the Pemberton area to the edge of the lime sludge lagoons. It includes about 10,000 feet of additional main and will significantly increase our capacity. It will help us to draw off more sludge because the pump right now is running 24 hours a day. If something goes wrong during the high treatment times in the summer, we have to stop drawing off sludge because we have no storage. We have some small capacity wet wells that will give us a couple of hours, but right now that pump is emptying 24 hours and never shuts off. This project will give us more capacity to pump longer and faster.

In 2003 we did a study on this lime sludge main and it is structurally in good shape, but we did find some buildup. In 2004 CH2M Hill identified this project has one of our top priorities to get done to improve our water quality. DLZ Indiana is a good firm and we have worked with them previously. We are hoping to design this from aerials, which will help with the project savings. This is covered under the Water Bond.

John Suarez moved approval. Motion carried.

12. Approval of Amendment #1 for Professional Services Agreement between the City of Fort Wayne and RW Architecture for Resolution #1681-2004, *WPCP Warehouse Improvements*. Compensation for services performed shall be $2,250.00, increasing the total contract price to $12,250.00.

Mark Gensic: (A map is given to Board members to show an overview of the WPCP Warehouse Improvements.) Recently, we completed our multi-year project for Headworks. Under design, we have our settling tank replacement project that will replace the 1940's and 1960's settling tanks. We have a de-chlorination building that we will be building this coming year on the north side of the river. Our combined overflow pump station is getting some work right now. IDEM has been putting a lot of tension in how we operate these ponds, so our role continues to expand at the Water Pollution Control Plant. We are doing lift station improvement projects through out lift station task force. We are doing a number of projects along the river associated with some of the older pump stations that service combined sewer overflows, but also flood fighting capacity.

The focal point of not only that new construction is the ongoing operations of maintenance for the Water Pollution Control's staff. They have been working out of the old humane shelter and have been using it, as is. We are doing improvements such as roof repair and we are moving some walls to create an entrance for equipment removable, etc. Most of this space is being used as a warehouse for parts.

RW Architecture has put in a minimal amount of work in the floor planning, so we want to amend their agreement for a design project that we hope to build this year. We are doing our sewer capital quarterly review later this month. Depending how the funding is going for the other projects, we might introduce a $125,000.00 warehouse improvement project in the budget. I do want to complete the design and get it on the shelf, whether we build it this year or next year that will be decided on where our funds are.

Ryan Chasey moved approval. Motion carried.

13. Approval of Water Contract #2004-W-22, *Communities of Foxwood - Section I*, between the City of Fort Wayne and Somerset Land Development, LLC to construct a water main system to serve the Communities of Foxwood - Section I. The project is located outside the City and the funding source is private and with utility capital.

Nancy Townsend: Foxwood Section I is located on Wheelock Road north of Rothman Road. This is a 72-lot single-family residential subdivision that includes the installation 2,785 lineal feet of 8-inch PVC water main and 981 lineal feet of 12-inch PVC water main. It includes 9 hydrants and 72 1-inch water service taps. The total cost of the project is just over $150,000.00. This includes City water utility funds to pay for oversizing to serve areas outside this particular development. Our cost is in the amount $14,440.00. I do recommend approval.

John Suarez moved approval. Motion carried.

14. Approval of Sanitary Sewer Contract #2005-S-5, *5437 Stellhorn Road*, between the City of Fort Wayne and Vinh and Lien Trinh to construct a local sanitary sewer system to serve 5437 Stellhorn Road. The project is located inside the City and is in a green zone. The funding source is capital.

Nancy Townsend: This area is located on Stellhorn Road, just east of Reed Road. A single-family residential property owner approached us because their septic system is boiling out of the ground in a heavily populated area. They were seeking information how to obtain sanitary sewer service. During the investigation, we identified 106 lineal feet of sanitary sewer that was not on our map. This contract allows us to identify the 106 feet of sewer, make it public and add a manhole to make it maintainable and insure the integrity of the line. This individual property owner will now be able to connect to that sewer. This is in the rear yard area too, so it is important that we be able to get to it. We were also able to obtain an easement, which we did not have previously.

Ryan Chasey moved approval. Motion carried.

15. Approval of Sanitary Sewer Contract #2005-S-6, *Rothman Road East Sanitary Sewer Facilities* between the City of Fort Wayne and Thomas-Gilmore Development, LLC for the construction of the Rothman Road East Sanitary Sewer Facilities in the amount of $550,000.00.

Ted Nitza: This project consists of the construction of sanitary sewer piping along Rothman Road and it is tied to Item #5 on today's agenda with Justin's Resolution about the land acquisition. Based on a conversation with the proposed investors, Thomas-Gilmore Development, LLC and myself, we are asking the Board to table this contract for next week.

John Suarez moved to Table. Motion carried.

16. Approval of Supplemental Agreement #1 between the City of Fort Wayne and Bonar Group for the Time Corners Traffic Improvements. Compensation for services performed shall increase by $36,748.24. The total contract price will be $300,038.24.

Dave Ross: This project is 90% completed in the engineering design. Bonar Group has been providing the design services. They have worked closely with the City in two areas: mitigation of the removal of the signalized intersection or entrance into Time Corners Shopping Center and to acquire a grant of $1 million dollars through the Indiana Department High Hazard Elimination Safety funds. They have been working directly with the owners of the shopping center to provide another access and benefits for the removal. They have been providing additional services for this project and we request the Board's approval for those additional services.

Ryan Chasey moved approval. Motion carried.

17. Approval of Right-of-Way Acquisition Assurance Letter between the City of Fort Wayne and Indiana Department of Transportation for the Time Corners Traffic Improvements.

Dave Ross: This is related to the same project, the Time Corners Traffic Improvements. This is a standard letter to INDOT stating we are going to start with the right-of-way acquisition. Since this involves federal funds for the construction we are stating that we will follow their right-of-way acquisition rules and regulations.

John Suarez moved approval. Motion carried.

18. Approval of 205J Grant Contract between the Indiana Department of Environmental Management and Fort Wayne City Utilities for the preparation of a Watershed Management Plan for the Lower St. Joe and Bear Creek Watersheds in the amount of $79,899.00.

Mary Jane Slaton: This contract between City Utilities and the Indiana Department of Environmental Management is a grant of $79,899.00 to City Utilities from the State to carry out a program of work to write a Watershed Management Plan. These sub-watersheds are important to us because they are the source of our drinking water. We have worked with the St. Joe Watershed Initiative to put this grant application together. They will do some sampling at those two watersheds to identify possible sources of bacteria and other contamination in our drinking water and then write a plan to address those sources of contamination.

This is important to us because it helps us implement our multiple barrier approach to protecting our source water, which includes not only good treatment at our plant, but making sure our water coming to the plant is of good quality. We will be using this amount to work with the St. Joe Initiative on water sampling and to hold public meetings to get input on what members of the public want our watershed to be like and look like. We will be doing some bacteria source tracking to determine if we need to look at septic systems or if we need to look at wildlife as sources of possible contamination. As I said before, this is a grant from the State to help us do work that we want to do.

Ryan Chasey moved approval. Motion carried.

19. Approval of Hold Harmless Agreement between the City of Fort Wayne and Poet's Café Inc., dba Columbia Street West. The Poet's Café Inc. intends to operate a sidewalk restaurant at 135 Columbia Street. The sidewalk restaurant shall be approximately 10 feet by 30 feet on the south side of the street presently occupied by Columbia Street West.

John Suarez moved approval. Motion carried.

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20. Approval of Hold Harmless Agreement between the City of Fort Wayne and The Three Rivers Festival. The Three Rivers Festival intends to use the City Utilities parking lot on the east side of Spy Run Avenue for the purpose of parking during the festival events.

Ryan Chasey moved approval. Motion carried.

21. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $115,291.00.

John Suarez moved approval. Motion carried.

22. Approval of Barrett Law Claims in the amount of $230.36 for the week of April 6, 2005.

Ryan Chasey moved approval. Motion carried.

23. Approval of General Accounting Claims in the amount of $2,767,943.98 for the week of April 6, 2005.

John Suarez moved approval. Motion carried.

24. Old Business:

Approval of Encroachment License Agreement between the City of Fort Wayne and First Presbyterian Church.

Nancy Townsend: First Presbyterian Church is located on an entire square block parcel with Berry Street on the north, Wayne Street on the south, Webster and Ewing on the east and west in downtown Fort Wayne. There is an alley that runs west to east through the center of this block that they use for access to the parking lot. This alley has been vacated for the church to improve the pedestrian access and entryway into the building. We have 15-inch combination sewer located within that alley. City Utilities signed off the alley vacation a few months ago with requirement that an easement be provided over the top of that 15-inch combination sewer, and one was. The improvement plans were then routed for the church to propose an awning or canopy over one of the entries and then a porch-type entryway to extend into our easement. As part of that plan and approval process, we required an Encroachment on the new easement over the combination sewer.

Ryan Chasey: Is the alley still going to be useable for our purposes?
Nancy Townsend: No. The alley was vacated a few months ago. There is a routing process where all the various departments of interest sign off and it goes to City Council for approval, so the alley is no longer a public alleyway.
Greg Meszaros: This is similar to an easement where it gives us land rights and we have the ability to get to the sewer.

Ryan Chasey moved approval. Motion carried.

25. New Business:

Meeting adjourned 9:41 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
APRIL 13, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Matthew Wirtz, Nathan Baggett, Andrew Schipper, Mike Hicks, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Ted Nitza – Water Resources. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Mario Trevino, Connie Burnett – Transportation Engineering Services. Michelle Nelson – Public Works Administration. Jim Riemke – Street Light Engineering. Patrick Hess, Attorney, Beckman Lawson LLP. Steve Shane – SCO Engineering.

1. Approval of Board of Public Works Minutes for the week of April 6, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7031-05, *Clara Avenue: Kentucky Avenue to Crescent Avenue.*

BIDDER	BID AMOUNT
Hipskind Concrete	52,836.20
Key Concrete	50,961.50
Newell Construction	**44,427.00**
Primco, Inc.	61,487.95
Engineer's Estimate	$49,647.00

3. Improvement Resolution #6982-04, *Dupont Road & Development Intersection Improvement.*

   Dave Ross: This project is a safety project being developed by Traffic. This intersection on Dupont Road is very close to the I-69 interchange. As the commercial area was developing, the reviewers made a stipulation that the crossover for the two developments north and south meet traffic signal warrants and that some other left turn restricting device be put in for safety. The crossover has met those signal warrants and the Traffic Department has developed what is called a "shadow left turn", which allows vehicles along Dupont to make left turns into the commercial areas, but restricts left turns out. This will reduce one conflict point. We plan to have bid openings on April 27th. Construction will be completed in July of this year.

   Ryan Chasey moved approval. Motion carried.

4. Improvement Resolution #7030-05, *North Highlands – Nebraska Neighborhood Improvement.*

   Mario Trevino: This project is located in the 4th District. There are three locations in the project. The area includes Watkins Street from Main Street to Boone Street, Cherokee Road from Strand Road to Pointsette Drive and Clover Lane from Tyler Avenue to Hinton Drive. All three locations will have curb and walk reconstruction, yardwalks and affected drive

approaches. The bid opening is set for May 4th and the completion date is scheduled for June 29th.

John Suarez moved approval. Motion carried.

5. Improvement Resolution #676-2002, *Griswold Pump Station Improvements.*

Nathan Baggett: The Griswold Pump Station improvement project is located near the river greenway trailhead and soccer field. The project was designed by DLZ, Inc. It entails creating an access to the regulator just outside of the station, creating a small maintenance drive to the new hatch and also painting the exterior of the building.

Currently, the only access to the regulator is through the inside of the station's wet well. This is difficult for our maintenance crews to gain entry and is nearly impossible to negotiate the cleaning of equipment. There is a regulator just outside of the building and right now it is buried about twelve feet, so what we propose to do is to remove the dirt away and actually build on top of the original regulator. This will allow City maintenance crews needed access to the 42-inch line coming into the station, the wet well of the station and also, the siphon going under the St. Mary's River. This is a relatively small project funded by our sewer capital. We anticipate its completion in early fall. I can address any questions or comments you may have.

Ryan Chasey moved approval. Motion carried.

6. Emergency Resolution #92-4-13-05-4, *1734 Sinclair Street.*

Mike Hicks: This is a replacement for an existing brick manhole in the alley behind 1734 Sinclair Street. It is 15-foot deep and in the process of collapsing. It was built in 1914. I attached photos to the emergency resolution for your review. The first photo shows the general location of the manhole and the second photo shows the bottom and the cave-in.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #1718-2004, *Point Repairs 2004* between the City of Fort Wayne and T-E Incorporated in the amount of $54,155.00.

Ryan Chasey moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates for Resolution #1751-2005, *Plant 2 Flocculator Drive and Shafts, Phase 2*. Compensation for services performed shall be $23,800.00.

Andrew Schipper: (shows a photo of the TRFP.) Plant 2 flocculator basins are equipped with six horizontal paddle wheel flocculator units. The drive shafts pass through the tank wall in a stuffing box and are supported by bearings inside and outside of the tank. Currently, the stuffing box seal around the mechanical flocculator shafts is leaking. This agreement with Donohue will provide plans and specifications to replace four units located in the east and west trains of Plant 2. The design and construction money for this project is included in the recent Water Bond. Construction is planned for the fall of 2006. I can address any questions you may have.

John Suarez moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill, Inc. for Resolution #1652-2004, *Three Rivers Filtration Plant Standby Emergency Generator Facility* to provide resident project representative services. Compensation for services performed shall be $113,000.00.

Gina Kostoff: Mark, along with Item #9, would you like me to read Item #11 as well?
Mark Gensic: Yes.

Mark Gensic: This project is for our Emergency Generator at the Water Filtration Plant for high service pumping. During the construction we will require the services of an engineering firm for shop drawings and other aspects of the project. Originally, HNTB was lined up to provide those services, but often after we take those bids we pause and re-evaluate what may have changed. This project has been in design for about one year. Based upon a number of other projects going on at the plant and CH2M Hill's presence and the good timing of Todd Webster's availability, we are going to have Todd Webster transfer over and then lead us through several projects. Last week I shared with the Board a matrix of all the different things going on at the Water Filtration Plant. We are aligning CH2M Hill services with the Emergency Generator construction and with a few other projects, coupled with our own engineering staff.

I might add, as with Andrew's project he just spoke about, the phasing is very effective because we have to keep our plants in operation during the construction. I would point out too that these two items coincide and will reduce HNTB's Professional Services Agreement and then we will be negotiating with CH2M Hill.

Gina Kostoff: Mark, so the net affect by making this change is that we will be saving about $24,000.00?
Mark Gensic: Yes, that is correct. We took a closer look at the hours and the things that need to take place during the engineering services during construction and we were able to reduce the total fee by that amount.

Ryan Chasey moved approval for Items #9 and #11. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for *On-call Services for Water Supervisory Control and Data Acquisition (SCADA) System*. Compensation for services performed shall be $20,000.00.

Matthew Wirtz: This agreement is to provide Louie Fink, a local engineer for Donohue & Associates here in Fort Wayne to help us with our SCADA system. The SCADA system is not only internal to the plant, but brings back pump information, pressure and flow information from our pump stations. Currently, this system is in need of a few technology changes. Louie Fink has been a key player in helping us establish and maintain the system. This service will provide for his assistance in design and programming. He will assist us as needed with some design for the St. Joe Dam project that is underway with HNTB and also, the West Pump Station project that we will bring to the Board later this year.

Ryan Chasey: Is this amount $20,000.00, or is it based on an "as needed basis"?
Matthew Wirtz: It is a not-to-exceed amount.

John Suarez moved approval. Motion carried.

11. Approval of Amendment #2 for Professional Services Agreement dated December 3, 2004 between the City of Fort Wayne and HNTB Corporation to remove Construction Engineering Services for Resolution #1652-2004, *Three Rivers Filtration Plant Standby Emergency Generator Facility*. This will decrease the original agreement by $137,000.00. Including this Amendment #2 the new contract price will be $343,000.00.

12. This item was tabled from the Board of Works meeting on April 6th. Approval of Resolution #2005-S-6, *Rothman Road East Sanitary Sewer Facilities* between the City of Fort Wayne and Thomas-Gilmore Development, LLC for the construction of the Rothman Road East Sanitary Sewer Facilities in the amount of $550,000.00.

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Ted Nitza: The proposed contract allows the construction of the Rothman Road East Sanitary Sewer Facilities and establishes a reimbursement agreement between the City and the investor group led by Mike Thomas of Mike Thomas & Associates. The project involves the construction of a 12-inch sanitary sewer along the south side of Rothman Road from Maplecrest to Young Road. This new sewer infrastructure could reach more than 600 new utility customers for both water and sewer for the next several years as part of the Rothman Area Management Plan. It would be available perhaps for several dozen septic relief candidates in this area.

This project will aid in cleaning up the right-of-way along this corridor. This type of contractual relationship has been successfully utilized in the past, most recently along Bass Road and the Communities of Foxwood, along Wheelock just north of Rothman. They all include reimbursements similar to what is proposed for this current project under your consideration. The initial investment includes a maximum of $550,000.00 in sewer facilities that will be reimbursed by the City over an approximate ten-year period, utilizing the added revenues from the new customers resulting in this area.

This relationship ties the City's reimbursement to realize new customers in the area. Area connection fees that are paid initially, like a down payment, and capital surcharges that are paid monthly by the new customers will all be routed to the investor group over time until the debt is retired. This preserves a development paying for development concept in this area. I do recommend approval of this contract and can address any comments or questions you may have.

Ryan Chasey moved approval. Motion carried.

13. Approval of Resolution #92-4-13-05-1, *Rothman Sanitary Sewer Cumulative Fund.*

Gina Kostoff: Ted, would you like me to read the next three items together?
Ted Nitza: Yes.

Ted Nitza: The Resolutions you have for consideration in front of you are all nuts and bolts of time accounting all tied to the contract you just approved with the Rothman Road East Reimbursement contract.

The first Resolution establishes the Rothman Sanitary Sewer Cumulative Fund or restricted account within the accounting structure that insures the new revenues are routed appropriately to the investor group until the debt is retired.

The second Resolution along with the third Resolution establishes the area connection fee component of that reimbursement agreement. The Rothman area is defined in this area (map is shown) and the fees are raised to a level of 2500 and $40 per ERU. This includes several component funding infrastructure improvements for new capacity in the area. It will then re-establish and preserve the Parkerdale area at the previous area connection fee amount. There is a long-standing project in that area for septic relief. It was appropriate not to have the increases of the area connection fees for Rothman accessed to those areas, so the Resolution also designates the Parkerdale area with the existing level of area connection fees.

The final Resolution does not change the fees in any amount, but instead re-designates the area of the North Maumee (map is shown) as a result of the Rothman and Parkerdale shuffling. The Rothman area is the one that increases due to the investor agreement and increased funding for improvements in that area and then Parkerdale is preserved at the levels previous to this action. I can address any comments or questions you may have at this time.

14. Approval of Resolution #92-4-13-05-2, *Rothman Road and Parkerdale Sanitary Sewer Area Connection Fee.*

14
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16

15. Approval of Resolution #92-4-13-05-3, *North Maumee B Sanitary Sewer Area Connection Fee.*

John Suarez moved approval of Items #13, #14 and #15. Motion carried.

16. Approval of Water Contract #2005-W-01, *Foxwood Onsite to Forest at Foxwood*, between the City of Fort Wayne and Equity Land Corp. to construct a water main system to serve Foxwood Onsite to Forest at Foxwood. The project is located outside the City. The funding source is private and Utility Capital.

Nancy Townsend: This project is located on the east side of Wheelock Road, north of 469. This project involves the installation of 3,292 lineal feet of 12-inch PVC water main and 309 feet of 8-inch PVC water main. There are no water service connections as this service is basically a feeder main to serve the eastern parts of Foxwood, as well as areas beyond Foxwood for future development. The project does include City water utility funds for oversizing in the amount of $9,013.00. Development Services recommends approval.

Ryan Chasey moved approval. Motion carried.

17. Approval of Water Contract #2005-W-02, *Forest at Foxwood, Section I* between the City of Fort Wayne and Equity Land Corp. to construct a water main system to serve Forest at Foxwood, Section I. The project is located outside the City. The funding source is private and Utility Capital.

Nancy Townsend: This project is located within the Communities of Foxwood in the eastern portion of the development. It involves the installation of 1200 lineal feet of 12-inch water main and over 2500 lineal feet of 8-inch water main, nine fire hydrants and forty-two 1-inch water services. This project will provide the water service to the forty-two single-family residential lots within the development. The project will provide an extension of a feeder main to serve this particular addition as well as areas beyond Foxwood. For this purpose, the project does include City water and utility oversizing funds in the amount of $15,065.00.

14

John Suarez moved approval. Motion carried.

18. Approval of Change Order #1 between the City of Fort Wayne and Strebig Construction, Inc. for Resolution #91-258-6, *Fleet Management Vehicle Wash Bay*, increasing the original contract price by $3,767.50. Including this Change Order the new contract price will be $135,095.50.

Dan Brenner: This project started in December of last year and before the footers and cement block walls could be put in, we had an onset of cold weather. As a result, calcium had to be put into the cement and we insulated the concrete with insulated blankets to let it set properly. We also removed two electrical panels that were attached to the building during the demolition process. AEP has since informed us that we can only install one of those electrical surges back to the building. With this change order request, the cost of the contract will increase by $3,767.50.

Gina Kostoff: Are we anticipating any more change orders?
Dan Brenner: No, this is the final change order.

Ryan Chasey moved approval. Motion carried.

19. Approval of Change Order #1 between the City of Fort Wayne and Insituform Technologies USA, Inc. for Resolution #1717-2004, *General CIPP Package 3,* increasing the original contract price by $47,435.00. Including this Change Order the new contract price will be $942,375.00.

Ron Sheppard: We were asked to look at a sewer on Sherwood Terrace by the Planning and Design Group because of a future capacity improvement project. In doing so, we found that

this eleven hundred feet of sewer was exceptionally dirty, full of roots and full of debris. We did clean it and then found that the condition warranted lining it as well. Insituform was already available, so we asked them to quote a price for the lining. The $32 dollars is within the range we would expect to see with this particular size line, so we asked them to go ahead and do the lining.

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Street Light Engineering to accept the work performed by Stellhorn Villa Properties, LLC, the Patriot Group, for Trotter's Chase - Section I as an integral part of the City's street lighting system.

Ryan Chasey moved approval. Motion carried.

21. Approval of recommendation from Engineering Support Services to accept the work performed by Bunn Inc. for Contract #2004-S-36, *Northeast Innovation Center Sanitary*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

22. Approval of Interlocal Agreement between the City of Fort Wayne and Fort Wayne Community Schools for *Improvements to Parnell Avenue: North Side High School Access* in the amount of $154,000.00. Funding sources are CEDIT Neighborhood and CEDIT At-Large.

Dave Ross: This is a project that is being partnered by both the Fort Wayne Community Schools and the City of Fort Wayne with the City committing CEDIT funds for the development of a new access. We are partnering through an Interlocal Agreement. Patrick Hess from Beckman Lawson is here to go into more detail or answer any questions the Board may have.

Patrick Hess, Attorney, Beckman Lawson LLC: As many of you know the North Side High School project began around 2002 and has been going on ever since. It has included a lot of physical improvements to the building itself, as well as improvements to what we call "the North Side Campus". As you may recall, there has always been an issue at North Side with parking, adjacent side streets and residential streets. Fort Wayne Community has purchased a lot of those properties between the school and Parnell Avenue.

What we are anticipating doing this summer are improvements from Pleasant Avenue to Parnell for additional parking area. This should finally satisfy all the parking needs for North Side High School. We have known for some time that when we reached this portion of the project that Nettie Avenue, which is an east and west street, would have to be relocated a little bit to the south to align with the entrance to the Park Department. When we started looking at that we knew we would need to make improvements to Parnell Avenue. The City and Fort Wayne Community Schools have worked together to devise a structure by which those improvements can be made. The allocations in terms of funding are in the Interlocal Agreement, which Dave Ross touched upon earlier. The City has pledged $154,000 of CEDIT funds and the remainder of the project some $203,000 would be pledged by Fort Wayne Community Schools. Fort Wayne Community Schools understands that any cost overruns are on its nickel as well. A drawing is attached to the Interlocal Agreement for your review.

Just as a side bar....and I do not know how this will happen procedurally, but in order to accommodate the Parnell improvements, additional right-of-way will be needed. In design considerations, I am told it would make sense for them to come from the east side of Parnell, which is City property. We will work with Dave Ross in order to get that done. The planned improvements are scheduled to start the first part of June and to be completed within sixty days. It is the desire of Fort Wayne Community Schools to get the project done during the

season when the kids are out of school. Steve Shane, the Engineer, is with me today if you have any questions.

Ryan Chasey: Has this been taken to the neighborhood for discussion and do they know?
Patrick Hess: Fort Wayne Community has been involved with the neighborhood for quite some time. I do not think this particular part was taken to the neighborhood, but I would be very surprised if the North Side Association did not know what was going on. It had been discussed very early on into the project that we had to go to the Board of Zoning Appeals, so these matters were discussed in sort of a global concept two and a half years ago.

Gina Kostoff: It has been a very active neighborhood association. We just ask that a letter be drafted to the President of the Association advising them that this project will be starting pretty quickly.

Patrick Hess: When this agreement is signed we will need to coordinate to get it in front of the school board so they can sign it as well. We will record it and distribute copies.
Gina Kostoff: You can touch base with our Clerk, Marilyn Huth and she will take care of it for you.

Ryan Chasey moved approval. Motion carried.

23. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $23,239.49.

John Suarez moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $3,771,662.03 for the week of April 13, 2005.

Ryan Chasey moved approval. Motion carried.

25. Old Business:

1.) Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for Resolution #1589-2003, *Plant 3 Winterization*. Compensation for services performed shall be $85.728.00.

Mark Gensic: We are bringing the construction of the project forward. There are some improvements that we can make to protect areas that would be harmed by freezing. It has been designed by CH2M Hill and we are asking them to take it through construction. We are gearing up for a lot of projects this summer, so it is important for us to make sure we give additional help. The operational staff at the plant has learned to be very flexible in operating three different areas at the plant. They will be focusing a lot of their time on the maintenance of those plants. This project is about the review of shop drawings, putting together our operation and maintenance documentation, some software and startup assistance and other modifications requested by the contractor in coordination during construction.

I requested this Item be tabled for one week, so that I could review the hours especially associated with the field engineer. They have been modified to my satisfaction and the new number is $85,728.00. I would ask the Board to approve this Professional Services Agreement.

John Suarez moved approval. Motion carried.

26. New Business:

Meeting adjourned 9:41 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

PUBLIC HEARING
PARKERDALE SANITARY SEWER EXTENSION
WASTEWATER PRELIMINARY ENGINEERING REPORT
APRIL 20, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 10:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth.
Nancy Townsend – Development Services. Court Reporter:
No citizens present.

Gina Kostoff: Good morning. I will call to order the public hearing for the Parkerdale Sanitary Sewer Extension Wastewater Preliminary Engineering Report. We will hear commentary from the City presenting a report on the Preliminary Engineering Report and comments from any citizens who are present.

Nancy Townsend: This is a hearing for the Parkerdale Sanitary Sewer project. The specific purpose of this hearing is to provide an opportunity for property owners to comment on the Preliminary Engineering Report, commonly known as the PER, that City Utilities has prepared for this project.

The PER was prepared as part of the City's application requirements to IDEM for funding for the project through the State Revolving Funds, the SRF Program. I will provide a few more details on the SRF Program a little later, now I just want to quickly describe the project and re-familiarize the Board with the project.

The project area is located northeast of Fort Wayne, along the east and west side of St. Joe Road, north of Evard Road and south of Ashland Drive. It is represented on the map as Figure 2 in the PER. This is a sanitary sewer extension project that will provide sewer service to 118 existing properties and some undeveloped property in the immediate area. It will include the installation of 11,800 lineal feet of sewer, 3200 lineal feet of 6-inch sewer laterals, one 232 gallon per minute public lift station with a backup generator and 3400 lineal feet of force main.

As you recall, City Utilities has brought this project to the Board twice before. We bid the entire project in March 2004 and bid just the easement portion again in August 2004. Both times the bids came in higher than anticipated and over our planned budget amount. It is obviously apparent that the nature of this project and existing field conditions, many of which are unknown in this area that the bids are going to come in higher than the normal baseline for this type of project. Because it is a much-needed project and because the property owners in this area desire this project, City Utilities decided to seek assistance from IDEM's (Indiana Department of Environmental Management) SRF Program.

The non-point SRF Loan Program will provide us with the ability to construct this project using State funds and then pay the money back over a twenty-year period. Due to the nature of the project and the elimination of the existing septic systems, along with some other improvements, we will be able to secure the loan at a low interest rate, which will be somewhere between 2% and 3%. We get a reduction in the interest rate because of the positive environmental impact on a project such as this.

In terms of dollars, this does still remain a cost share project between the City and property owners in the area. Despite the elevated costs of the project, the property owner's portion will remain at the original assessment level of $5,400 per cap. The total project cost is estimated to be just under $2.8 million dollars.

The PER was prepared as part of the application requirement for the SRF funding. This document was fairly easy to produce since we have had plans completed and obtained all the necessary permits prior to this experience. The documentation report includes basic area information and description including population data and land use, evaluation of alternatives and cost estimates, a report was done two years ago. It does however, include a significant section on environmental related data that we did not have such as: traffic, soils, wetlands, groundwater, historic and archeological issues, and air quality. Findings on all the environmental items are favorable and we do not anticipate any adverse impacts on any of these items as a result of this project.

We anticipate only positive environmental impacts with the elimination of the 118 direct discharge septic systems that discharge into an open ditch and then into the St. Joseph River. The timeline for the project is as follows: we hope to obtain all local approvals by May 31st, which of course includes this Board and City Council. We plan to submit the PER to IDEM on June 6th and then receive approval from the State, which could be fifteen, thirty or sixty days. We have been providing them with draft versions of this to get input, so we can make adjustments. We anticipate being able to bid the project later this year once we get approval from the State.

I will be happy to answer any questions or comments you may have at this time.

Gina Kostoff: Nancy, clearly there are no members of the public here. What has been the response of the neighborhood as you prepared this report?

Nancy Townsend: It has been positive for the projects, but frustrating at times because we haven't been able to start construction yet. However, they do understand the cost issues. They recognize and appreciate their cost level not being adjusted upward and understand the City has to pay for the rest. They understand that as those costs go up it certainly impacts the City's portion. The property owners are overwhelming supportive of the project. We did a mail-in survey and we held three public meetings.

Gina Kostoff: Any other questions from the Board members. Since there are no members from the public here today, I will close the public hearing.

Adjourned at 10:10 a.m.

BOARD OF PUBLIC WORKS MINUTES
APRIL 20, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Christina Bowers, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Ted Nitza – Water Resources. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Mario Trevino, Connie Burnett – Transportation Engineering Services. Michelle Nelson – Public Works Administration. Jim Riemke – Street Light Engineering. Julie Sanchez – Community Development.

1. Approval of Board of Public Works Minutes for the week of April 13, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Resolution #1504-2005, *Glenwood Park Phase 1A (Inwood Drive) Water Main Replacement.*

BIDDER	BID AMOUNT	Alternate A HDPE Pipe	Alternate B HDPE Pipe	BID AMOUNT Ductile Iron Pipe	Alternate A Ductile Iron Pipe	Alternate B Ductile Iron Pipe
All Star Construction	297,559.00	210.00	3,860.00			
Earth Construction	280,150.00	1,020.00	110.00			
S&S Directional Boring Ltd.	**202,935.00**	**1,300.00**	**2,500.00**			
Engineer's Estimate	$275,000.00	$525.00	$4,500.00	$275.000.00	$6,175.00	$38,500.00

3. RECEIVE BIDS: Resolution #7034-05, *Kern Valley Meadows-Walden Neighborhood Street Improvements.*

BIDDER	BID AMOUNT
Brooks Construction	162,242.92
Hipskind Concrete	**144,960.00**
Key Concrete	170,536.00
Newell Construction	170,957.00
Primco, Inc.	163,394.00
Engineer's Estimate	$161,977.90

4. RECEIVE BIDS: Resolution #7036-05, *Miscellaneous Construction Package 1A-05.*

BIDDER	BID AMOUNT
Brooks Construction	253,203.25
Hipskind Concrete	261,867.00

Key Concrete	**248,840.00**
Newell	0
Primco, Inc.	260,540.73
Engineer's Estimate	$273,800.00

5. RECEIVE BIDS: *Truck and Equipment Lease Financing.*

BIDDER
Bank One
Bank America
Fifth Third Bank
National City Bank of Indiana
Wells Fargo

6. Resolution #1720-2004, *WPCP Pond #1 Sluice Gates.*

Mark Gensic: The gates at Pond #1 need fixed. I have the specs for it. This will be bid. I recommend approval.

Gina Kostoff: Any further illumination on this resolution, Mr. Gensic?
Mark Gensic: These are our combined sewer overflow ponds across from the Water Pollution Control Plant. Improvement of these gates is necessary for safety and for the better operation of Pond 1.

Ryan Chasey moved approval. Motion carried.

7. Resolution #92-4-20-05-1, *2005 On-Call Surveying and Drafting Services for Water Resources Planning and Design Department.*

Mark Gensic: The purpose of this Resolution is to be able to hire additional help we need for surveying and drafting services for the planning and design of our utility projects. We have pricing in from four different firms and we will select from those firms as needed based upon their particular experience and their hour workload throughout the year. This pricing agreement looks good and we ask your permission at this point in time to adopt the Resolution.

Gina Kostoff: Mark, is this something we are unable to do in-house?
Mark Gensic: We can do some of it in-house. We continue each year to develop those services. This has a lot more to do about the volume of our workload than it does our own capabilities. However, we do not have a surveying crew that goes out on a regular basis that does the plan and profile work for these projects. Over time, we continue to develop our own abilities to do these things. Along the lines of the even flow of our capital program work it does make sense economically that we are the right size to hire firms like this for specific workload situations.

John Suarez moved approval. Motion carried.

8. Resolution #7029-05, *Kekionga Drive: Engle Road to Vernon Drive.*

Mario Trevino: This project is in the 4th District. The project limits extend from Vernon Drive on the west to Engle Road on the east. The scope of work will include concrete street reconstruction, commercial drive approach reconstruction, some spot walk and curb face walk replacement and some park strip restoration. The bid opening is set for May 11. The expected completion date is scheduled for August 29.

Ryan Chasey moved approval. Motion carried.

9. Resolution #7037-05, *Ley Road Phase II: Roma to Industrial.*

Mario Trevino: This project is in the 3rd District. This is Phase 2 of the ongoing improvements to Ley Road. The project limits extend from just east of Roma Road, where we finished the last Phase to Industrial Road. The scope of work includes concrete street reconstruction; widening and adding a center bi-directional turn lane, commercial drive approach reconstruction and restoration. This bid opening is set for May 11. The completion date is scheduled for November 15.

Gina Kostoff: So Mario, with this second phase of Ley Road, will this pretty much redo the entire stretch, except for the stretch at the western end?
Mario Trevino: Yes, pretty much except for where we finished Phase 1, which is approximately 200 feet west of Roma Road to Lima Road. There is some development that is coming in and they will be responsible for doing some improvements along Ley Road, so we want to hold off to see the extent of that requirement.

John Suarez moved approval. Motion carried.

10. Resolution #7040-05, *Concrete Street Repairs 2A-2005.*

Mario Trevino: This project includes locations in four neighborhoods: Burning Tree Addition, Woodland Lake Addition, New Kirkwood Park and Tanbark Trails Addition. The scope of work includes concrete street reconstruction and restoration and where applicable, drive approach reconstruction. The bid opening is set for May 11. The completion date is scheduled for September 30.

Ryan Chasey moved approval. Motion carried.

11. Resolution #92-4-20-05-3, *Rothman East Area Sanitary Sewer Capital Improvement Surcharge.*

Ted Nitza: This Resolution today is related to the Rothman Road East Investor Contract approved by this Board two weeks ago and last week's Rothman East Area Connection Fee. This proposed Resolution would add an additional monthly sewer charge to future sewer customers in a specific growing area near the northeast portion of the City. This area is located near the intersection of Rothman Road and Young Road, south or inside of I-469.

This Board may recall approving the New House Capital Surcharge for new sewer customers in the area west of the City about a year and a half ago and also, the Tiernan Shed B or Foxwood area a couple of months ago in the same northeast part of town. Today's Capital Surcharge will function the same way. These surcharges pay back the substantial sewer infrastructure investment installed and initially paid for by investors, not by the utility, to make available land development in these same areas. In addition, today's surcharge will also work to accumulate approximately a $1,000 per new house for improvements to the existing sanitary sewers in this same area. This preserves the concept of development paying for development.

The Capital Surcharge can also lower the initial cost of a building lot allowing potential homeowners to obtain a preferable home or include an additional garage, another bedroom or a finished basement. This Rothman Road East Capital Improvement Surcharge will be $17.50 per month per single-family home or its equivalent and applied to all new customers in this area. This surcharge is expected to be in place for fifteen to seventeen years to pay off the initial investment. The Rothman Road area could reach more than 600 new homes, both water and sewer customers for the utility. It includes several dozen existing septic system relief in this area. I recommend approval of the Resolution and can address any questions you may have at this time.

Ryan Chasey: Since I am relatively new to the Board, is this something that has precedent or do we do this usually?

Ted Nitza: It is a newer financing technique used by the Utility. It has been used in two other areas in the last couple of years. Previously, the utilities focused exclusively on area connection fees or an upfront charge for new sewer customers in developing areas. As the cost of infrastructure increased, sometimes the area connection fee can be substantial prohibiting development or homeowners from buying into those areas. This new financial tool works to balance much like buying a car, you have an initial investment area connection fee, but it could be lower because you are going to pay per month ongoing into the future. You can compare this also to a mortgage. If the area connection fee were paid all upfront that would be applied directly to a typical 30-year mortgage. By splitting it up, having some of the fees necessary at the time of connection and some of the fees as part of your monthly sewer bill ongoing, we can believe it is more tolerable by homeowners coming into the area and a cost savings for those people.

John Suarez moved approval. Motion carried.

12. AWARD: Resolution #7031-05, *Clara Avenue: Crescent to Kentucky* to Newell Construction in the amount of $44,427.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

13. AWARD: Resolution #1683-2004, *Water Line to Lab Building* to Mason Engineering in the amount of $89,000.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

14. Approval of Construction Contract #7031-05, *Clara Avenue – Crescent to Kentucky* between the City of Fort Wayne and Newell Construction in the amount of $44,427.00.

Ryan Chasey moved approval. Motion carried.

15. Approval of Change Order #2 & Final between the City of Fort Wayne and Bunn, Inc. for Contract #1585-2004, *Lexington Avenue Partial Sewer Separation*, increasing the original contract price by $23,949.22. Including this Change Order the new contract price will be $1,092,770.42.

Ron Sheppard: This is the final change order for this project. The largest increase on this particular change order happens to deal with additional stone backfill that we were required to install. At that site, we encountered two sets of rail tracks from the old trolley system that were not noted on the plans. We had some major undermining underneath those tracks, so we had additional asphalt and stone quantities. For the most part, we did have some big decreases and increases between the two, approximately $250,000.00. There is $119,000.00 in decreases and $143,000.00 in increases. Also, we did enforce $2800.00 in liquidated damages to Bunn, Inc. for not completing within their substantial completion time frame.

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Saddlebrook, Section I as an integral part of the City's transportation system: Eventer Trail (1281.06 LF), Beaulieu Place (479.38 LF), and Bremen Way (481.34).

Ryan Chasey moved approval. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Springfield, Section IV as an integral part of the City's transportation system: Harmony Lane (327.75 LF), Sandyridge Place (529.16 LF).

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Saddlebrook, Section II and Villas as an integral part of the City's transportation system: Bremen Way (868.00 LF) and Capriole Place (947.00 LF).

Ryan Chasey moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the work performed by R&M Landscaping & Excavating, LLC for Contract #2004-S-13, *Allen County Public Library – Waynedale Branch Library*, as an integral part of the City's sanitary sewer system.

John Suarez: Is this Reinhart's old company?
Ron Sheppard: Part of this is what Mr. Reinhart started up as a new company. This is a private developer job between the City of Fort Wayne and the Allen County Library Board, where R&M was the contractor for Crosby, the prime contractor for the library.

John Suarez: We, the Board of Works, talked about not accepting any more bids from Reinhart.
Ron Sheppard: Yes, and we have not as a direct bid from the Board. They are working as a subcontractor for a private developer.

John Suarez: Are we still holding onto the original arrangement?
Ron Sheppard: Yes, we are.

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Street Light Engineering to accept the work performed by Paragon Land Development Corp. for *Kensington Downs Section IV* as an integral part of the City's street lighting system.

Ryan Chasey moved approval. Motion carried.

21. Approval of Resolution #92-4-20-05-2 for the Dedication of Streets and Right-of-Way for the Adams Township Industrial Area.

Julie Sanchez: Adams Township Industrial area is located at the northeast corner of Adams Center and Paulding Roads (map is shown). Our land is on the north. In December 2003, Chem Waste actually gifted that land to the Redevelopment Commission, which is approximately 329 acres for the purpose of economic development. We partnered with the Alliance and the Alliance is our marketing arm for prospects to the area. They have done a great job and they have identified a prospective purchaser for 20 acres of that land. We are hopeful that this purchaser will be a catalyst to the area, where it is located in our southeast quadrant. This will be an industrial area. The first prospective purchaser is a regional trucking company. They will have approximately a 25,000 square feet facility, expandable up to about 50,000 square feet.

What we are asking from the Board today is to dedicate a public street along the northern boundary of the twenty acres. Basically, that is just an internal road that will provide access to the industrial area. In addition, we are asking for right-of-way along Adams Center Road and Paulding Center Road.

Ryan Chasey moved approval. Motion carried.

22. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $5,476.53.

John Suarez moved approval. Motion carried.

23. Approval of Barrett Law Claims in the amount of $28,188.01 for the week of April 20, 2005.

Ryan Chasey moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $6,382,206.78 for the week of April 20, 2005.

John Suarez moved approval. Motion carried.

25. Old Business:

26. New Business:

Meeting adjourned 9:31 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
APRIL 27, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Nathan Baggett, Christina Bowers, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino, Connie Burnett – Transportation Engineering Services. Dave Ross – City Engineering. Greg Meszaros, Bob Kennedy – City Utilities Administration. Nancy Townsend – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Public Works Administration. Steve Davis – Traffic Engineering. Al Lichtsinn, Jim Riemke – Street Light Engineering.

1. Approval of Board of Public Works Minutes for the week of April 20, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #297-05, *2005 CEDIT Neighborhood Street Light Improvements*.

BIDDER	BID AMOUNT
James H. Drew	0
Lights & Signals	**105,326.00**
Engineer's Estimate	115,194.00

3. RECEIVE BIDS: Improvement Resolution #298-05, *Countryside: Wedgewood & Tanbark Trails Street Light Improvements*.

BIDDER	BID AMOUNT
Custer Electric, Inc.	0
Lights & Signals	**34,469.00**
S&S Directional Boring	92,690.00
Engineer's Estimate	39,837.00

4. RECEIVE BIDS: Improvement Resolution #1114-2005, *Lima Road: Edgewood-Fernhill Water Main Replacement*.

BIDDER	BID AMOUNT Ductile Iron Pipe	Alternate Bid HDPE Pipe
All Star Construction		562,495.00
Bercot, Inc.		0
Midwest Mole		468,521.00
S&S Directional Boring		**359,920.00**
Scheidleman Excavating		0
Engineer's Estimate	340,000.00	340,000.00

5. RECEIVE BIDS: Improvement Resolution #1728-2005, *Portage-Freeman Pipe Burst.*

BIDDER	BID AMOUNT
Robinson Trenching	**217,525.00**
S&S Directional Boring	0
Engineer's Estimate	234,250.00

6. RECEIVE BIDS: Improvement Resolution #6982-04, *Dupont Road and Development Intersection Improvement.*

BIDDER	BID AMOUNT
All Star Construction	43,415.00
Primco, Inc.	**41,211.50**
Hipskind Concrete	51,917.00
Newell Construction	43,286.00
Engineer's Estimate	41,444.50

7. RECEIVE BIDS: Mowing and Weed Control for Fort Wayne Flood Control Structures.

BIDDER	OPTION A Mechanical Vegetation Control	OPTION B Chemical Vegetation Control	OPTION C Mechanical & Vegetation Control
Clounie Landscaping, Inc.	55,650.00		
ITB Levee Mowing & Chemical Service	**50,508.00**	**13,900.00**	**64,408.00**
Green Grow	59,000.00	16,880.00	75,880.00
Bid Amount	53,000.00	13,000.00	66,000.00

8. Improvement Resolution #7028-05, *Main Street: Jefferson Boulevard to Leesburg Road.*

Dave Ross: This project completes the work we have done both on Main Street and Leesburg Road out to Jefferson. The scope of work for this project is installing a new storm sewer system. It also includes removing the curbs, breaking the existing concrete pavement and reconstructing the curbs and putting in an asphalt overlay along the street. We do plan to include curb ramp construction on this project, along with driveways and sidewalk reconstruction.

We plan to start advertising this bid on the 29th of May and hope to receive bids on May 18th. The completion of this project is scheduled for October 7th, 2005. This is approximately a 120-day construction period. The reason for the long period is that we will be breaking this project up into three phases to keep the driveways and access open to the businesses and properties along this construction area. This project is similar to the project we did on Leesburg Road and the just recently completed project on Paulding Road.

Gina Kostoff: Dave, so again the plan is not to completely close off traffic on that stretch, but just to restrict traffic as we work on each portion?
Dave Ross: That is correct. We will have a detour route set up that will follow along the course on Spring Street back down to Leesburg and then on the Main Street.

Ryan Chasey moved approval. Motion carried.

9. Improvement Resolution #7039-05, *Resurfacing Package 1 –2005.*

Mario Trevino: This particular package covers resurfacing streets in the 1st, 2nd and 3rd Districts, which includes approximately 13.6 miles of roadway. There will be milling and resurfacing on nearly every street that we have in this package. They will experience either new surface or new binder and surface. Majority of the package includes residential streets with a few arterials and collectors. For the Board's information, we used the Pavement Management System to direct us toward those pavements that are in the worse condition. We expect the bid opening date to be May 18th and the proposed completion date is October 24th.

John Suarez moved approval. Motion carried.

10. Resolution #92-4-27-05-1, *Area Connection Fees for Various Watersong Development Phases.*

Gina Kostoff: Would you like me to read Item 10 and Item 11 together?
Nancy Townsend: Yes.

Nancy Townsend: Watersong Development is located in our northern service area at the northeast corner of Union Chapel Road and Coldwater Road. The development includes both single-family residential lots and some commercial lots. Watersong was developed in sections. Watersong Office Park and Section I occurred in 2001 and 2002 and Section III came in late 2004. During all this time, area connection fees were adjusted and increased somewhat substantially from $540 to $2680, which included the Shed A area.

The Developer, Southwest Development was unaware of the fee increase. Meanwhile, they had priced and sold all the lots in Section III based on the lower area connection fee. Although the Developer understands our area connection fee, supports it and is willing to pay for them, they requested the balance due be spread over the future upcoming developments, or the remaining parts of Watersong. Because the lots were sold it would be difficult for him to recapture such an amount, which was over $50,000.

This Resolution and Agreement will allow Southwest Development to spread the balance of the area connection fees due from Section III over the remaining developments. This includes Section II, which has been approved and construction will likely begin next week and over the remaining building sites in Watersong Office Park. Again, the buildings in office parks pay at the time of the connection because we do not know what their usage will be. It is based on usage, so we will add an amount into the Watersong Office Park for the balance representing Section III now. This agreement identifies the total fees due to City Utilities and identifies specific amounts due for Watersong Section II and the Office Park.

The individual contracts for these developments will also re-state the terms outlined in this Agreement, which is why the Amendment for the Office Park is on this agenda. It was passed in 2002, but we needed to amend it to make accommodations for this Agreement and the adjusted area connection fees. This Agreement will ensure that City Utilities will collect 100% of the area connection fees due for the Watersong Development area. As you are well aware, the area connection fees are important to the Utility because they are collected for costs associated with system expansion and system improvements that allow for additional development.

Ryan Chasey: Do we collect these fees for when a lot would sell?
Nancy Townsend: Not typically. For example, when it is a commercial or industrial site we do not know what the usage will be because area connection fees are based on usage. These fees are based on 310 gallons or one house. When it is commercial it could be based on square footage, number of employees, number of seats in a restaurant, etc. Until we know exactly what those uses are for commercial or industrial we have to wait and collect those fees when they connect, as opposed to collecting them upfront at contract approval.

Ryan Chasey: Would there be any potential for liability if a business would not go into that section?
Nancy Townsend: There is always some risk, but at that point they are not using the system.

Ryan Chasey: The reason for me asking the question is because we are taking part of the money of something that already exists and banking on future business growth out there.
Nancy Townsend: I feel the risk is low in this particular area. The Coldwater and Union Chapel area is extremely popular. The buildings that were constructed at this point were occupied immediately and fees were collected, so we feel this is a very low-level risk given this development.

11. Approval of Amended Contract #2002-S-39, *Watersong Office Park Phase I* between the City of Fort Wayne and Southwest Development at Union Chapel LLC to construct a local sanitary sewer system to serve Watersong Office Park Phase I.

Ryan Chasey moved approval of Resolution #92-4-27-05-1 and Amended Contract #2002-S-39. Motion carried.

12. AWARD: Resolution #7034-05, *Kern Valley Meadows-Walden Neighborhood* to Hipskind Concrete in the amount of $144,960.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

13. AWARD: Resolution #7036-05, *Miscellaneous Construction Package 1A-05* to Key Concrete in the amount of $248,840.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

14. Approval of Construction Contract #7033-05, *Chapel Oaks Concrete Street Repairs* between the City of Fort Wayne and Primco, Inc. in the amount of $237,233.97.

John Suarez moved approval. Motion carried.

15. Approval of Construction Contract #7034-05, *Kern Valley Meadows/Walden Neighborhood* between the City of Fort Wayne and Hipskind Concrete in the amount of $144,960.00.

Ryan Chasey moved approval. Motion carried.

16. Approval of Construction Contract #7036-05, *Miscellaneous Construction Package 1A-05* between the City of Fort Wayne and Key Concrete in the amount of $248,840.00.

John Suarez moved approval. Motion carried.

17. Approval of Water Contract #2005-W-03, *Criterion Court Water Main Extension*, between the City of Fort Wayne and J.D. Ventures III LLC to construct a water main system to serve Criterion Court. The project is located inside the City and is privately funded.

Nancy Townsend: This is a water contract to serve a site located on Congressional Parkway. It includes the extension of 350 lineal feet of 12-inch ductile iron water main and one fire hydrant to serve the commercial property at 3216 Congressional Parkway. The estimated cost of this improvement is $10,000.00.

Ryan Chasey moved approval. Motion carried.

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18. Approval of Water Pollution Control Treatment Agreement between the City of Fort Wayne and the Allen County Regional Water and Sewer District to construct, own and operate a sewage collection system to serve 45 properties on Muldoon Road.

Mary Jane Slaton: Now and then we have the opportunity to enter into a contract like this with some entity in Allen County primarily for septic tank elimination and the replacement of potentially failing septic systems with a set of public sewers. In this case we have before you a Treatment Agreement between the City and the Allen County Regional Water and Sewer District. Within this contract, the Sewer District is proposing to build, own, operate and maintain a sewer system to serve 45 properties on Muldoon Road.

The District is proposing to serve all of the properties in the orange area (map is shown). This area is in the southeast part of the City and bounded by the St. Mary's River. It is to our advantage to eliminate potentially failing septic systems in this area if we can. Most of the properties in this area will be served by a pump station or by individual grinder pumps and that is the reason we propose to enter into this contract with the Sewer District. We will treat the sewage but the District will operate and maintain the pipes and pump station and those private grinder pumps, so that City Utilities will not have that responsibility.

The property owners in this area will pay the St. Mary's area connection fee to the City, which is $502 per property. They will also sign waivers of Remonstrance against annexation because this area is not yet in the City. This contract does contain provisions for volume limits on the amount of sewage we will accept from this area, as well as a peak limit that says we will only accept it at a certain rate and essentially that is to protect our system during periods of wet weather when peaks tend to go up. This is a contract that we have been working on with the Sewer District for a number of months and we now have the opportunity to eliminate 45 septic systems.

John Suarez: Who will be monitoring the volume limits?
Mary Jane Slaton: City Utilities. There will be a sewage meter that we will read every month for purposes of billing and making sure they are not exceeding either their peak or volume limit. We will also do sampling of the waste stream that comes from this area that includes total suspended solids, ammonia, and phosphorus to make sure it is consistent with the kind of waste stream that we would expect. I administer these contracts.

John Suarez: On Page 12 it talks about the Board of Works as its agent with full authority and license to enforce the provisions of the Code and Rules and Regulations.
Mary Jane Slaton: Essentially, the Board of Public Works is the legal authority that has the right to enter into this contract and we as the staff administer the contracts on a day-to-day and month-to-month basis.

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's water distribution system:

#2004-W-13, Foxwood Offsite Frontage on Rothman Road,
#2004-W-13, Communities of Foxwood Drinking Water Base Facilities,
#2004-W-15, Fiddler's Creek Section I,
#2004-W-16, Chapman's Bridge Section I,
#2004-W-22, Communities of Foxwood Section I,
#2004-W-23, Villas at Foxwood

Ryan Chasey moved approval. Motion carried.

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20. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

#2004-S-23, Foxwood Lift Station,
#2004-S-24, Fiddler's Creek,
#2004-S-27, Chapman's Bridge Section I,
#2004-S-32, Foxwood Section I and Offsite
#2004-S-39, Raven's Cove Section I,
#2004-S-42, Foxwood Internal Collection System

John Suarez moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $3,395,226.26 for the week of April 27, 2005.

Ryan Chasey moved approval. Motion carried.

22. Old Business:

23. New Business:

Meeting adjourned 9:31 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
APRIL 27, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:27 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Mike Thornson – Planning and Design Services. Ron Sheppard – Engineering Support Services. Chuck Bailey – Contract Compliance. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of March 30, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing, for Contract #2003-ST-09, *Brickshire Section I*, as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:35 a.m.

absent
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
MAY 4, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Nathan Baggett, Mike Thornson, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino, Gary Ainslie – Transportation Engineering Services. Dave Ross – City Engineering. Nancy Townsend – Development Services. Michelle Nelson – Public Works Administration. Al Lichtsinn – Street Light Engineering. Kristine Degabriele – Law Department. Dan Brenner - Property Management.

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1. Approval of Board of Public Works Minutes for the week of April 27, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Resolution #676-2002, *Griswold Pump Station Improvements.*

BIDDER	BID AMOUNT
Bercot, Inc.	42,787.00
Land Construction	58,735.00
Maddox Industrial	**40,000.00**
Mason Engineering	61,800.00
RE Crosby	57,100.00
Engineer's Estimate	$37,600.00

3. RECEIVE BIDS: Resolution #7030-05, *North Highlands – Nebraska Neighborhood Improvements.*

BIDDER	BID AMOUNT
Hipskind Concrete	**82,989.00**
Key Concrete	85,142.00
Newell Construction	0
Primco, Inc.	99,937.27
Engineer's Estimate	$84,797.00

4. Improvement Resolution #1519-2003, *Morton Street Pump Station Bar Screen Replacement.*

   Nathan Baggett: The Morton Street Pump Station is located in the North Anthony neighborhood at the intersection of Edgewater and Morton Street. This project will remove the manual bar screen and install a mechanical grinder. It will provide for a rolled down access door for maintenance crews and a detention wall inside the lower platform of the Morton Street Sanitary Station. In addition, the storm station will also be getting a new dewatering pump. The new dewatering pump will reduce the effects of small wet weather events, which tend to accumulate in the CSO detention. This is an important tool in our flood fighting strategy. These updates will allow for safer operation in all weather conditions. We expect this to be completed within a year. This is part of our capital improvement program.

Ryan Chasey moved approval. Motion carried.

5. Improvement Resolution #1661-2004, *Filter Backwash – Sodium Bisulfite Relocation.*

Mark Gensic: Just a quick update on a couple of things going on at the Water Filtration Plant site. The mile long Feeder Main construction project is going on along Spy Run, so you will start to see more lane restrictions as we move forward.

The Filter Backwash Sodium Bisulfite will be located in this area (map is provided). It will be a small 12X16 dechlorination building located in front of the Water Filtration Plant at the end of the cul-de-sac. Our process is that we treat water through the plant's settling and then the backwashing filters through to the outside basin. When we have to put the backwash water back into the river we have to dechlorinate it. It is a requirement that the regulators are placing on us and we are prepared to move forward with it. The project estimate is $165,000.00. We will start building it later this year.

John Suarez moved approval. Motion carried.

6. Improvement Resolution #1760-2005, *Reservoir Overflow Gate.*

Mark Gensic: At our Filtration Plant site we have an old gate at the finished water reservoir storage that needs to be replaced. This old gatehouse was built in the 1930's. We need to replace the gate to be able to shut off the reservoir in the event of high river water during a flood event.

Ryan Chasey moved approval. Motion carried.

7. Emergency Resolution #92-5-4-05-3, *6106 Kent Road Sewer Line Collapse.*

Mike Hicks: This is for the replacement of an existing 8-inch sanitary sewer. It is located in an easement behind 6106 Kent Road and we believe it was built in the early '50's. It is approximately 110 feet long and there are three cave-ins along its length. Four contractors have been invited to send in bids for this project. We should receive the bids tomorrow.

John Suarez moved approval. Motion carried.

8. AWARDS for Public Works:

Resolution #297-05, *2005 CEDIT Neighborhood Street Light Improvement* to Lights and Signals, Inc. in the amount of $105,526.00. Contract Compliance concurs with this award.

Resolution #298-05, *Countryside, Wedgewood and Tanbark Trails Additions* to Lights and Signals, Inc. in the amount of $34,469.00. Contract Compliance concurs with this award.

Resolution #6982-04, *Dupont Road and Development Intersection Improvement* to Primco, Inc. in the amount of $41,211.15. Contract Compliance concurs with this award.

Ryan Chasey moved approval of Resolutions #297-05, #298-05, and #6982.05. Motion carried.

9. AWARDS for City Utilities:

Resolution #1114-2005, *Lima Road: Edgewood to Fernhill Water Main Replacement* to S&S Directional Boring, Ltd. in the amount of $359,920.00. Contract Compliance concurs with this award.

Resolution #1504-2005, *Glenwood Park Phase 1A (Inwood Drive) Water Main* to S&S Directional Boring, Ltd. in the amount of $203,535.00. Contract Compliance concurs with this award.

Resolution #1728-2005, *Portage-Freeman Pipe Burst* to Robinson Electric in the amount of $217,525.00. Contract Compliance concurs with this award.

John Suarez moved approval of Resolutions #1114-05, #1504-05, and #1728-05. Motion carried.

10. AWARD for the Mechanical and Chemical Vegetation Control for Fort Wayne Flood Control Structures to Accent Lawn Manicure Service in the amount of $64,408.00. There is a name correction from Bidder ITB to Accent Lawn Manicure Service.

Ryan Chasey moved approval. Motion carried.

11. Resolution #92-5-4-05-1, *Acceptance for Preliminary Engineering Requirements (PER) for Wastewater SRF Projects.*

Nancy Townsend: As you may recall the Parkerdale project is a sanitary sewer petition project located in the northeast part of town, along St. Joe Road and St. Joe Center Road. It is a project being planned that will eliminate 118 existing septic systems. As we designed the project and attempted to bid for construction the cost came in a little bit higher than anticipated and more than what we had budgeted. Therefore, we sought funding through the State Revolving Fund, which will allow us to obtain financing for our share of the cost and make payments over a twenty-year period at a very low interest rate. We are sort of tacking this program on to some of our SRF projects taking place at the plant. By doing so, we will get an overall reduction in our interest rate for the cost of the projects.

Again, the project will eliminate 118 septic systems and there is a cost share component with the project. The property owner's share is $5,400.00 and remains at the same level that we discussed with them over the last several months. We have been receiving calls every week of people supporting the project, so hopefully we will continue to move forward.

What these Resolutions do is to provide the requirements necessary for the State for the SRF funding. You are adopting a Preliminary Engineering Report (PER) that was completed and will be submitted to the State for review. We plan to get City Council approval and your approval by the end of May and then submit the document to the State on June 6th for their review and approval. Hopefully, that will come within 30 to 60 days. The next step will be to bid the project. The PER found no adverse environmental impacts that will result from this project. We worked with IPFW on the completion of an archeological study and various other components necessary for this report. We only anticipate positive impacts on the environment with the elimination of these septic systems.

12. Resolution #92-5-4-05-2, *Signatory Authorization for Preliminary Engineering Requirements for Wastewater SRF Projects.*

John Suarez moved approval of Items #11 and #12. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc. for the St. Joe Interceptor Equalization Basin Preliminary Design. Compensation for services performed shall be $75,000.00.

Mark Gensic: In the 1970's there was an interceptor sewer built through the City of Fort Wayne and alongside the St. Joe River that we collect sewage and run it to the sewage treatment plant for treatment. This interceptor is starting to reach its capacity especially during wet weather events where we get extraneous flows from the ground coming into the sewer system.

We have done quite a bit of preliminary planning and master planning and we have even second-guessed our planning. Upon review of the situation, we have determined the most cost effective solution to maintaining capacity is to build a holding basin on the St. Joe River in the area north of Shoaff Park, on the other side of the river from Shoaff Park.

You have seen a lot of information on property acquisitions (Mark moves to the map to show the area in connection with this project). The purchases of the properties are complete now and have passed through this Board and City Council and we are ready to proceed with the preliminary design. We are proposing to have Malcolm Pirnie do this preliminary design work at a fee of $75,000.00. I am sure if Greg Meszaros were present he would talk a little bit more on this project, but I do feel you are familiar with this project. We are moving forward with the design and likely the construction funding will come next year or the year following, but we need to get the preliminary design completed.

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Ryan Chasey moved approval. Motion carried.

14. Approval of Construction Contract #1683-2004, *Water Line to Lab Building WPC Plant* between the City of Fort Wayne and Mason Engineering in the amount of $89,000.00.

John Suarez moved approval. Motion carried.

15. Approval of Sanitary Sewer Contract #2005-S-7, *Watersong Section II* between the City of Fort Wayne and Southwest Development at Union Chapel, LLC to construct a local sanitary sewer system to serve Watersong Section II. The project is privately funded, located outside the City and is in a green zone.

Nancy Townsend: Watersong Section II is located in the north part of town. This is an 18-acre, 39-lot single-family residential division that will include the extension of just under 3,200 lineal feet of 8-inch sewer and 16 manholes. It is privately funded and we do have the capacity to serve this development.

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Ryan Chasey moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Mason Engineering and Construction, Inc. for Contract #1645-2003, *Oak Pointe Life Station Rehabilitation* decreasing the original contract price by $1,874.00. Including this Change Order the new contract price will be $52,801.00.

Ron Sheppard: On this particular Change Order we are giving back the work allowance. After we completed the station we did notice that we were holding water and also the road to the station needed to be improved. We did have a $1600.00 increase, but obviously we needed to improve the access for our maintenance crews, but we still ended up with a decrease.

John Suarez moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7023-04, *Humphrey Street* increasing the original contract price by $1,377.67. Including this Change Order the new contract price will be $110,599.11.

Mario Trevino: This project is in the 5th District. This final change order before you involves increases to several items. One of those items is the 9-inch concrete construction for additional areas where we used underdrains and backfilling. Some of the areas required more backfilling because the property side was very steep and we wanted to make the slope gentler. We had additional new items for barricading, anchor bolts, topsoil, and removal of an unforeseen structure. We also used less quantity for bitumous mix for approaches. All the other increases or decreases were marginal therefore, the result was an increase for $1,377.67.

Ryan Chasey moved approval. Motion carried.

18. Approval of Change Order #1 & Final between the City of Fort Wayne and Dahm Bros. Roofing for the *Water Pollution Control Plant* increasing the original contract price by $14,814.00. Including this Change Order the new contract price will be $100,484.00.

Dan Brenner: The Water Pollution Control Plant has been renovating the old humane shelter on Dwenger Avenue. Last Fall the Board approved the replacement of its roof. At that time, there was a small addition in the back of the building that was to be torn down however, WPCP has decided to keep that portion of the building and replace the roof on that portion of the building as well. The cost of this additional work is $14,814.00. We are asking the Board to ratify this Change Order request.

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Ryan Chasey: Dan, on the additional invoice that came through with our Agenda packet materials, I noticed a $13,000.00 amount and two smaller amounts. Is this just for the new structure?
Dan Brenner: The smaller amounts are for materials, but altogether they total $14,814.00.

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

Resolution #1661-04, General CIPP 2004, Package 1
#2004-S-31, the Villas of Foxwood Section 1

Ryan Chasey moved approval of Item #19. Motion carried.

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20. Approval of Supplemental Agreement between the City of Fort Wayne and US Infrastructure for design engineering for Work Order #11801, *Ardmore Avenue & Taylor Street Intersection Project* in the amount of $5,200.00.

Dave Ross: This is an intersection project that is putting in a new traffic control signal where there is currently an all-way stop. The project is 90% complete in the design work. During the reviews we had with this project, two different agencies brought up requests to us for additional improvements to the intersection. The first request was from the Greenway Consortium. They are developing a trail called the "tow path trail". This section of roadway, where the intersection is part of the trail, they have asked if we would construct the pathway to its current specifications, plus crossings at the intersection. The second request came from Lindley Elementary School. Since we are bringing the roadway closer to the school they requested some type of a barrier to buffer the traffic from the school activities. Therefore, we came up with a landscape barrier of trees, which includes planting the trees at a 30-foot spacing in front of the actual trail and sidewalks of the school. We have asked US Infrastructure to incorporate these additional improvements into the plans. They said they would be glad to do that for an additional compensation of $5,200.00.

Gina Kostoff: Will this require additional right-of-way acquisition?
Dave Ross: Yes, it will.

Gina Kostoff: How much more?
Dave Ross: We are working on that right now. We are going to present that to the Greenway Consortium once we come up with the estimates.
Gina Kostoff: So, will the Greenway Consortium mostly likely fund this?
Dave Ross: Dawn Ritchie, who is the supervisor over the trails, said there appears to be money available to help support these additional improvements.
Gina Kostoff: Is it premature to ask how much money will be added to the cost of the project?
Dave Ross: At this time, yes. We will complete the estimate and also the appraisal work on the property.
Gina Kostoff: So all we are asking US Infrastructure to do is the design work, correct?
Dave Ross: Yes.

John Suarez: I have question...there is a lot of utility work being done out at that location with widening the roads. Will there have to be relocation of the utilities?
Dave Ross: Yes. Verizon was given a set of plans and are already out there working. AEP does have power lines that will need to be relocated and we are working on that as well.

John Suarez moved approval. Motion carried.

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21. Approval of License Agreement between the Fort Wayne Fire Station Building Corp. through the City of Fort Wayne Board of Public Works and Holland Elementary School through Fort Wayne Community Schools to allow and acknowledge a new sign constructed at Holland Elementary School.

Dan Brenner: This request is for a sign that the Fort Wayne Community Schools want to put on a property adjacent to Fire Station #15 on north Clinton. There is an existing sign at that location, but they wanted to replace the sign with a new sign. We had the Law Department draw up a License Agreement to permit the sign replacement.

Gina Kostoff: Is there any cost for the City?
Dan Brenner: No.

Ryan Chasey moved approval. Motion carried.

22. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $92,873.00.

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John Suarez moved approval. Motion carried.

23. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $36,124.14.

Ryan Chasey moved approval. Motion carried.

24. Approval of Barrett Law Claims in the amount of $20.40 for the week of May 4, 2005.

John Suarez moved approval. Motion carried.

25. Approval of General Accounting Claims in the amount of $43,544,053.46 for the week of May 4, 2005.

Ryan Chasey moved approval. Motion carried.

26. Old Business:

27. New Business:

Meeting adjourned 9:30 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
MAY 4, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:31 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Mike Thornson – Planning and Design Services. Ron Sheppard – Engineering Support Services.
Chuck Bailey – Contract Compliance. Kristine Degabriele – Law Department.

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1. Approval of Board of Stormwater Management Minutes for the week of April 27, 2005.

   John Suarez moved approval. Motion carried.

2. Improvement Resolution #1688-2005, *Plaza Drive, Pettit to Paulding Stormwater System Improvements*.

   Mike Thornson: As shown on the map (map is provided) this is for a residential area in the southeast part of the City, just east of South Anthony Boulevard and south of McMillan Park. This residential area has experienced a lot of property flooding and water along the right-of-way areas, specifically the front yards. This project stems from numerous complaints received in the Development Services Department. It runs along Plaza Drive from Paulding Road to Pettit Avenue and also includes Fairfax Avenue near the intersection of Plaza Drive.

   These areas experience a lot of flooding and in some areas cannot grow any grass. We are proposing to construct approximately 6700 lineal feet of storm sewer and piping arranging from 12-inches to 24-inches in diameter. This is a flat area with slight ditching that currently does not work. The culverts are plugged up, so we will be making those improvements as well. Do to the flatness of the area we are going to be using sock pipe, which is perforated pipe in addition to the storm sewer. It will help drain away the yards and side ditching areas. The improvements will be paid 400% by the Stormwater Utility funds.

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   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:35 a.m.

Absent

Greg Meszaros, Chairman

Regina A. Kostoff

Regina A. Kostoff, Member

John Suarez

John Suarez, Member

ATTEST: Marilyn Huth

Marilyn Huth, Clerk

35

BOARD OF PUBLIC WORKS MINUTES
MAY 11, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Paul Powers, Nathan Baggett, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino – Transportation Engineering Services. Dave Ross – City Engineering. Greg Meszaros – City Utilities Administration. Nancy Townsend – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Public Works Administration. Paul Keaton – Law Department. Mike Fruchey – Street Department Management. Matt Gratz – Solid Waste.

35

1. Approval of Board of Public Works Minutes for the week of May 4, 2005.

   John Suarez moved approval. Motion carried.

2. Request for Proposals for the *Residential Solid Waste Collection & Disposal and the Collection of Residential Recyclable Materials*.

   Gina Kostoff: Today we will simply be reading the names of the bidders. The bid packages will go unopened to the Solid Waste Department where they will open them, analyze them and come back to the Board at a later date for an award.

   Bids were received from National Serv-All, Packerton Land Company, LLC, Toter Inc. and Waste Management.

3. Improvement Resolution #7042-05, *Resurfacing Package 2 – 2005*.

   Mario Trevino: This resurfacing package includes various areas within the 4th, 5th and 6th Districts. There is approximately 13.3 miles of milling and resurfacing in this package. Nearly all the locations will experience either the surface or binder course replaced. The majority of the package is residential streets with only a few arterials. We used the pavement management system to determine which streets warranted resurfacing. This process made it an efficient use of the dollars that we have dedicated to resurfacing. We expect the bid opening date to be June 1st. The proposed completion date is October 15th.

   Ryan Chasey moved approval. Motion carried.

4. AWARD: Resolution #92-3-30-1, *2005 Street Department Truck and Equipment Lease* to Bank One in the amount of $1,000,000.00.

   John Suarez moved approval. Motion carried.

5. AWARD: Resolution #7030-05, *North Highlands – Nebraska Neighborhood Improvements* to Hipskind Concrete in the amount of $82,989.00. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #676-2002, *Griswold Pump Station Improvements* to Maddox Industrial Contractors in the amount of $40,000.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #6982-04, *Dupont Road and Development Intersection Improvement* between the City of Fort Wayne and Primco, Inc. in the amount of $41,211.15.

Ryan Chasey moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Rita Ann Gabriel & Associates, Inc., for Right-of-Way Services for the *Time Corners Traffic Improvements*. Compensation for services performed shall be $2,600.00.

Dave Ross: The engineering is substantially completed. We did complete the phase of right-of-way engineering designating the parcels we need to acquire for the construction of this project. The next phase is the Appraisal Problem Analysis, where we will review the types of parcels and recommend the type of appraisal necessary to come up with the amount to offer the property owners.

Rita Ann Gabriel is experienced in federal highway projects, since we will be receiving 80% reimbursement on the construction of this project. Therefore, she is on the list and recommended to make this APA. After that, we will take the APA's and turn them into an appraiser, which will probably be Lowell Griffin. He will do the appraising on the parcels and we will then turn them back to Rita for review. This first part is just for the APA's. We will be back to the Board with a Supplemental when we come to the review stage.

John Suarez moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and US Infrastructure for *Sherwood Terrace Neighborhood Capacity Improvements*. Compensation for services performed shall be $29,300.00.

Paul Powers: The project area is adjacent to Foster Park. We are working in the Sherwood Terrace and Stratford Road areas. We are providing design for some combined sanitary sewer separation in that area and other improvements to help the area from flooding. We should have the design finished by late summer.

Ryan Chasey moved approval. Motion carried.

10. Approval of Water Contract #2005-W-04, *Forest at Foxwood Section II,* between the City of Fort Wayne and Equity Land Corp., to construct a water main system to serve the Forest at Foxwood Section II. The project is privately funded and located outside the City.

Nancy Townsend: Forest at Foxwood Section II is part of the development of the Communities of Foxwood, which is located in the northeast part of Fort Wayne. This water main project will include the installation of 738 lineal feet of PVC water main, two fire hydrants and fifteen one-inch services. It will provide water service for twenty-five residential lots.

John Suarez moved approval. Motion carried.

11. Approval of Sanitary Sewer Contract #2005-S-8, *Forest at Foxwood Section II* between the City of Fort Wayne and Equity Land Corp., to construct a local sanitary sewer system to serve the Forest at Foxwood Section II. The project is privately funded, located outside the City and is in a green zone.

Nancy Townsend: This is the sanitary sewer contract for the Forest at Foxwood Section II project. Again, this will serve the twenty-five family residential lots in the addition. It will include the installation of 700 lineal feet of 8-inch PVC and three manholes.

Ryan Chasey moved approval. Motion carried.

12. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's water distribution system:

Resolution #2003-W-15, Sandy Pointe Estates Section II
Resolution #2004-W-17, Southwest Seniors Community
Resolution #2004-W-24, Stephanie Villas
Resolution #2004-W-29, Raven's Cove

John Suarez moved approval of Item #12. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's sanitary sewer system:

Resolution #2004-S-44, 9304 Yeager Lane

Ryan Chasey moved approval of Resolution #2004-S-44. Motion carried.

14. Approval of Special Street Permit for Southtown Centre between the Fort Wayne Redevelopment Commission for the following streets:

North Phoenix Parkway, South Phoenix Parkway, Southtown Crossing, Southtown Boulevard and Patriot Crossing.

Mike Fruchey: This Special Street Permit for Southtown Centre lies within the 6th District. Transportation Engineering Services is recommending the approval of this Permit for the construction of streets noted above. These sections will serve as twelve commercial tracts. The total length of all sections is approximately 1.7 miles. The commercial street construction will consist of a thirty-foot wide roadway with two-foot type 2B concrete curb sections and a modified asphalt pavement section consisting of four inches of bituminous material over fourteen inches of compacted aggregate base. This aggregate base will contain six inches of recycled asphalt pavement crushed and screened to a number 53 size aggregate over 8-inches of No. 1 stone. All construction will be consistent with Fort Wayne standards or as approved by the City Engineer.

John Suarez moved approval. Motion carried.

15. Approval of Supplemental Agreement between the City of Fort Wayne and Burgess & Niple, Ltd., for design services for the *Lahmeyer Road and Stellhorn Road Intersection Improvements* in the amount of $15,372.00.

Dave Ross: This project is represented by the green pin on the location map (map is shown). This is a very unique circumstance because this project was completed back in 2001. When we brought Burgess & Niple in to do the work it was primarily to do the widening at the intersection to allow for turn lanes.

Once we got into the preliminary plan review we discovered a lot of drainage problems in the area, so we directed them to proceed on to explore the drainage concerns and come up with some solutions. As a result, City Utilities did go through and had an additional survey done and

then widened the ditch that discharged into a creek in that area. We also replaced a number of culvert pipes, did re-grading in the area and replaced the big box culvert that went across Lahmeyer Road. As they were doing these additional services we told them to go ahead and come up with a fee for the additional work. However, they never did come up with a fee and when they did, it was lost in a computer that was stolen from their office. It has been a couple of years since that time, but they now have come up with a fee that we have negotiated. We feel the fee is fair and we have agreed upon it. The proposal in front of you is for that work that was done just about three or four years ago. I said I would present it before the Board and see what their pleasure was on this request for additional compensation.

Gina Kostoff: So, the delay was just circumstance?
Dave Ross: Yes, there were times when the project was finished and we didn't communicate back and forth. As I said, the project manager had the information in the computer that was stolen and so they had to go back into their archives to reconstruct the time period.

Ryan Chasey: Is this going to negatively affect your financial situation?
Dave Ross: It is taking away monies that we had set up a couple of years ago that have since been eliminated through the years of nothing to tie it to a work order. Yes, this will come out of the CEDIT bond or LRNS account.

Ryan Chasey moved approval. Motion carried.

16. Approval of the *2004 Passenger Vehicle Lease Financing* from the City's Controllers Office to Wells Fargo Corporate Trust Services in the amount of $1,500.00.

John Suarez moved approval. Motion carried.

17. Approval of the *2004 Passenger Vehicle Lease Financing* from the City's Controllers Office to JP Morgan Trust Company in the amount of $270,115.02.

Ryan Chasey moved approval. Motion carried.

18. Approval of Barrett Law Claims in the amount of $15,930.00 for the week of May 11, 2005.

John Suarez moved approval. Motion carried.

19. Approval of General Accounting Claims in the amount of $3,838,195.63 for the week of May 11, 2005.

Ryan Chasey moved approval. Motion carried.

20. Old Business:

21. New Business:

Meeting adjourned 9:17 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
MAY 18, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Matthew Wirtz, Andrew Schipper, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino, Connie Burnett, Gary Ainslie – Transportation Engineering Services. Dave Ross – City Engineering. Greg Meszaros – City Utilities Administration. Nancy Townsend – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Public Works Administration. Kristine Degabriele – Law Department. Dan Brenner – Property Management. Craig Berndt – Community Development. Jon Perlich – Information Services. Citizens: Diana Kruse, Lauren Kruse.

1. Approval of Board of Public Works Minutes for the week of May 11, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1720-04, *WPCP Pond #1 Sluice Gates*.

BIDDER	BID AMOUNT
Maddox Industrial	93,500.00
Mason Engineering	79,500.00
RE Crosby	**71,764.00**
Engineer's Estimate	$55,000.00

3. RECEIVE BIDS: Improvement Resolution #7028-05, *Main Street: Jefferson Boulevard West to Leesburg Road*.

BIDDER	BID AMOUNT
All Star Construction	508,664.00
Brooks Construction	580,907.00
Bunn, Inc.	503,704.95
Hipskind Concrete	**481,190.85**
Wayne Asphalt	513,121.00
Engineer's Estimate	$547,096.00

4. RECEIVE BIDS: Improvement Resolution #7029-05, *Kekionga Drive: Engle Road to Vernon Avenue*.

BIDDER	BID AMOUNT
Brooks Construction	192,666.50
Hipskind Concrete	200,931.50
Key Concrete	**176,431.25**
Primco, Inc.	192,069.02
Engineer's Estimate	$202,543.00

5. RECEIVE BIDS: Improvement Resolution #7037-05, *Ley Road Phase II.*

BIDDER	BID AMOUNT
Brooks Construction	230,765.50
Hipskind Concrete	234,036.00
Primco, Inc.	**219,228.89**
Engineer's Estimate	$244,468.10

6. RECEIVE BIDS: Improvement Resolution #7039-05, *Resurfacing Package 1-2005.*

BIDDER	BID AMOUNT
Brooks Construction	1,392,200.00
E&B Paving	**1,258,169.00**
Wayne Asphalt	1,403,964.50
Engineer's Estimate	$1,045,393.50

7. RECEIVE BIDS: Improvement Resolution #7040-05, *Concrete Street Repairs 2A-2005.*

BIDDER	BID AMOUNT
Garcia Concrete	155,309.00
Hipskind Concrete	**149,751.40**
Newell Construction	155,499.00
Primco, Inc.	168,652.84
Engineer's Estimate	$150,870.00

8. Improvement Resolution #1726-05, *General CIPP 2005 Package 1.*

Mike Hicks: This Improvement Resolution is for our first cured-in-place lining package for 2005. Through our televising efforts we noted that these sewers have cracks, fractures and open joints and other defects that warrant rehabilitation. The locations are in the south and southwest areas. The package will align approximately 9,860 feet of medium sewers and diameter ranges from 18 to 33 inches. The large majority of these sewers are old clay pipe the average age being around 88 years old. We anticipate completing this by the end of October.

Ryan Chasey moved approval. Motion carried.

9. Improvement Resolution #7044-05, *Suburban Heights/Mt. Vernon Park Addition Concrete Repairs.*

Mario Trevino: The project is in the 6th District. The two locations in this package address Smith Street from Belmont Drive to Roosevelt Drive and Reed Street from Fairfax Avenue to Elmrow Drive. The Smith Street location will have concrete pavement reconstruction including curbs, carriage walks, drive approaches and storm sewer structures. The Reed Street location will have curbs; walk reconstruction, affected drive approaches and storm sewer structures. The bid opening is set for June 8th. The completion date is scheduled for August 30th.

John Suarez moved approval. Motion carried.

10. Improvement Resolution #7045-05, *Miscellaneous Construction Package 4B-05.*

Mario Trevino: This project is in the 4th District. The five locations in this package include Penmoken Drive from Lower Huntington Road to Hollyhill Drive, the entrance approaches to Winterset Addition, which include Snowfall, Nightfall and Winterset Roads and Orchard Lane near Fairbrook Court, a cul-de-sac at Bellflower Lane and Park Avenue west of Thompson

Avenue. The project scope for these locations include concrete reconstruction, curbs, affected drives and restoration. The bid opening is set for June 8th. The completion date is scheduled for August 31st.

Ryan Chasey moved approval. Motion carried.

11. Resolution #92-5-18-05-1, *Rothman Road Base Sanitary Sewer Facilities.*

Justin Brugger: You may recall we have had two hearings related to the Rothman Road Base Sanitary Sewer Facilities project. The first hearing was held on March 30th and was related to the necessity of the project however, no property owners attended that hearing. The second hearing was held on May 4th and at the request of property owners was continued to May 11th. At that hearing, the Board received and considered remonstrances from property owners. This is the final step in the Board of Works condemnation procedure. Should the Board approve this Resolution, the permanent rights of the condemnation will be appropriated and condemned to the City of Fort Wayne including the award of damages and assessment benefits that have been determined.

This Resolution shall be in full force and in effect from and after its adoption by the Board of Public Works. Should the Board approve, interested property owners can appeal in the Superior Circuit Court within twenty days. If no remonstrator appeals the Resolution condemning the interests and real property it will be recorded in the office of the Allen County Recorder. We have provided proper notification of all hearings pursuant to Indiana Code as documented in my May 17th memo to the Board of Public Works. Have you had an opportunity to review the memo?

Gina Kostoff: Yes, we have.
Justin Brugger: At this time I will defer to Ted Nitza to speak on the valuation.

Ted Nitza: You may recall last week was the final part of a two-part Remonstrance Hearing on the valuation of the condemnation parcels that are being taken as part of this project. The condemnation taking is a strip of land 15 feet wide along the frontage of their property. It does not include the entire property, merely an expansion of the existing right-of-ways in those areas. Last time the Remonstrance Hearing was based on value. The City presented appraisal work from the two appraisals that have been completed in conjunction with this project. The Kruse's presented remonstrance materials that are summarized in the table before you (Appraisal Comparison Table provided to Board members at this time).

The City staff has spent a considerable amount of time reviewing this project and the materials provided by the Kruse's. We have come up with a recommendation as shown in the boxed area before you. You will note each item is compared and contrasted with the appraisal work in the Kruse's remonstrance materials and the recommendation has been brought about.

For instance, in the first item the actual value of the land taking the appraisals are $2,240.00 and $2,310.00, but in the Kruse's material it is $8,200.00 with no supporting documentation. The City staff's recommendation is the average of the two appraisals taken in that category. You can continue through the other line items: stone paving, lawn, trees, fencing, cost to cure items and damage to residue. The City staff recommended an amount of the value taking as part of this condemnation to be $7,842.00. This is more than the amount of both appraisals and does reflect the information provided by the Kruse's in the Remonstrance Hearing. It still remains significantly below the value of the benefits brought to this project through the sanitary and storm sewer improvements. Those improvements are estimated to be greater than $13,000.00. Therefore, the value of the improvements remain exceeding the total taking from the project and thus the recommendation from City staff is that the award remains at zero dollars. This means no additional compensation other than the benefits brought to this

property as part of the project. I can address any questions or comments you may have at this time.

Gina Kostoff: Ted, just for the record, can you clarify when we talk about condemnation what we mean here as opposed to the general idea of condemnation?

Ted Nitza: The City is moving through Eminent Domain Statues by the State of Indiana to provide land necessary for public improvements. The land is not the entire parcel. The Kruse's land is approximately 11 acres of ground. This proceeding is seeking a strip of land 15 feet wide along the front of their property that is adjacent and contiguous to the existing right-of-way along Rothman Road. The length is about 375 feet, so it is a strip of land along Rothman Road and that is what is being taken as part of this condemnation proceeding, not the entire property or house or any of the contents. This process does provide for the notifications and hearing processes within the jurisdiction of the Board of Works to assign a value and awards to that. Also, it provides for the appeal rights of property owners to pursue, as Justin indicated, outside of the Board of Works jurisdiction after a confirmation would take place if the Board would see it was appropriate.

Gina Kostoff: I would like to make a comment on my opinion on this matter. We have been dealing with this issue probably for several months. It appears to me by my review of all the documentation submitted by both the City and the Kruse's, the City has met its legal requirements and has actually gone over and above in terms of notification. While the documentation provided by the Kruse's did provide some elimination, particularly the appraisals with no supporting documentation or formal appraisals, I feel very uncomfortable with wanting to modify the valuation upwards because there is a no legal appraisal outside of the two independent appraisals the City has. We have had two Public Hearings, with one continuance at the request of the property owners, so I feel the City has met its requirements.

Ryan Chasey moved approval of Resolution #92-5-18-05-1. Motion carried.

12. Approval of Contract between the City of Fort Wayne and Christopher Burke Engineering for professional services for the coordination of the Maumee River Basin Partnership of Local Governments in the amount of $39,166.38.

Mary Jane Slaton: About four years ago the City of Fort Wayne and the City of Toledo got together and formed the Maumee River Basin Partnership of Local Governments (MRBPLG) with the intent of working on a regional basis to improve water quality in the Maumee. The MRBPLG group consists of six core cities: Fort Wayne, Toledo, New Haven, Defiance, Perrysburg and Lima, Ohio. We meet every other month to discuss common issues and interests. To help with the facilitation of that Group the City of Fort Wayne for the past couple of years has paid Christopher Burke through a contract to help with facilitating the meetings, preparing various reports and presentations. They prepared an NPDES cost study for water quality improvements that would be required in the Basin over the next fifteen years.

As a continuation of that partnership the City of Fort Wayne brings before you this morning a proposed contract with Christopher Burke to continue facilitating those meetings for us. This contract is a little bit different in that we have never shared these costs with the other core cities in the past. This time Toledo is going to pay us back a portion of the cost and also, Christopher Burke is going to enter into a separate contract with Lima, Ohio and Defiance for their portion of the cost.

This is a further commitment for those cities downstream on the Maumee to financially support the ongoing work of this organization. Again, while the six cities have different populations we have very similar interests in terms of maintaining and improving water quality in the Maumee through the control of CSO's and Stormwater regulations. This organization will be meeting here tomorrow morning at 10:00 a.m. and we will be taking the MRBPLG members out for a

tour of our Camp Scott Wetlands. We feel this is a valuable organization and investment of some funds and seek your approval of this contract.

John Suarez moved approval. Motion carried.

13. Approval of Construction Contract #1114-2005, *Lima Road: Edgewood to Fernhill Water Main Replacement* between the City of Fort Wayne and S&S Directional Boring, Ltd., in the amount of $359,920.00. Prior approval has been requested.

Ryan Chasey moved approval. Motion carried.

14. Approval of Construction Contract #1504-2005, *Glenwood Park Phase 1A (Inwood Drive) Water Main Replacement* between the City of Fort Wayne and S&S Directional Boring, Ltd., in the amount of $203,535.00. Prior approval has been requested.

John Suarez moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Severn Trent Environmental Services, Inc. (d/b/a Severn Trent Pipeline Services) for the Filtration Plant Meter Performance Testing. Compensation for services performed shall be $11,500.00.

Matt Wirtz: This Professional Services Agreement is for Severn Trent to come in and test the four master meters, which are the four meters that measure the water leaving the Filtration Plant out into the City's system as well as testing the backwash flow meter. The meters are a differential pressure meter that can be tested with what we call a pedometer for accuracy. Accuracy is important obviously for the Filtration Plant operation as well as helping us with how much water we are sending out versus how much we are billing those operations. Severn Trent has been doing meter testing for us for over twenty years. We used another company to test the meters, but found their data did not agree with ours. We have decided to go back with Severn Trent because of their past experience.

Ryan Chasey moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7023-04, *Humphrey Street* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

17. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

#1507-2003, Bluffton Road Lift Station Improvements
#1645-2003, Oak Pointe Lift Station Rehabilitation

Ryan Chasey moved approval. Motion carried.

18. Approval of Amendment #2 to the Water Pollution Control Treatment Agreement between the City of Fort Wayne and the Town of Huntertown establishing additional provisions to the existing sanitary sewer contract.

Ted Nitza: The City staff has been working for quite sometime with the town of Huntertown to improve and extend the sanitary sewer relationship with them. That relationship first started in 1985 with the City providing treatment services for their sanitary sewage collected in that area. Over the past several months we have identified several items that we hope to reach agreement on, but a couple of items have been resolved among the parties. Thus, we are

moving forward to approve an Amendment #2 to the existing contract that would address those concerns. This will add a small amount of additional service area in response to a church request to Huntertown. Also, it will put in place an agreement in principal to address additional service areas along the border of the Huntertown service to be worked together with the City of Fort Wayne to serve that area with sanitary sewer should that need arise. It does have a provision that everything else within the existing contract stays in effect. The City of Fort Wayne and Huntertown both hope that in the near future we are able to recommend an overall contract for the next several years. This contract before you has been reviewed and approved by Huntertown's Town Council and I do recommend approval. I can address any questions you may have at this time.

John Suarez moved approval. Motion carried.

19. Approval of Utility Reimbursement Agreement between the City of Fort Wayne and I&M Power for Work Order #11867, *Franke Park Drive and Wells Street Intersection*. Relocation costs are estimated to be $19,904.00.

Dave Ross: The engineering is substantially along and we are into the right-of-way acquisition phase. We are adding a right turn lane where this new intersection is going to be the major intersection for Franke Park Zoo. On the corner cut necessary for the turning radius for this right turn lane there sits a big I&M distribution power pole. It is not on the public right-of-way, but in a utility easement. We have incurred some cost for the relocation work, so we will have to pay back I&M for that work. They put together an estimate of $19,904.00. I reviewed the estimate and think it is conservative. They have signed the work order estimate and if we can get the Board signatures this morning we can get started on this and order the materials. They will return a signed agreement to the Board for further processing.

Ryan Chasey moved approval. Motion carried.

20. Approval of Letter of Commitment for the Southtown Centre Public Improvements from the City of Fort Wayne Redevelopment Commission.

21. Approval of Secondary Development Plan for the Southtown Centre Public Improvements from the City of Fort Wayne Redevelopment Commission.

Gina Kostoff: I am going to read Item #20 and Item #21 together.

Craig Berndt: We have a request for approval of the Secondary Development Plan and a Letter of Commitment from the Redevelopment Commission to complete all the improvements that are required out at Southtown Centre. We have let bids for the work to be done out there and the bid opening is next Tuesday, May 24th. We anticipate signing the contract and having construction start somewhere at or before the middle of June. We specified an end of construction date of October 31st for everything to be completed, which includes all the streets, sanitary sewer, water and stormwater, a new intersection at US27, and signals.

The financing is in place from all the various sources of the City including the $10 million dollar bond that was issued and contributions from various departments and the Redevelopment Commission. Everything is in place financially for this to move forward. The basis for the Letter of Commitment is the financial backing of the City.

The Secondary Development Plan has been reviewed by all departments and is satisfactory. We have an outstanding ditch easement agreement with the utility department. The Commission has signed it and I will be returning that to them today.

John Suarez moved approval of Items #20 and #21. Motion carried.

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22. Approval of Release of Escrow received from Robert E. Crosby, Inc. for *Fire Stations #12, #16, and #17* in the amount of $4,391.29.

Gina Kostoff: Is this the final release of escrow?
Dan Brenner: Yes, it is.

Gina Kostoff: Were there still some outstanding compliance issues on these particular fire stations or am I confused with another set of fire stations?
Dan Brenner: No, these compliance issues have been resolved.
Gina Kostoff: So they have been resolved and are ready to move forward?
Dan Brenner: Yes.

Ryan Chasey moved approval. Motion carried.

23. Approval of Release of Escrow for the 2005 Passenger Vehicle Lease Financing in the amount of $1,091,174.66 from JP Morgan Trust Company.

John Suarez moved approval. Motion carried.

24. Approval of Property Owners Appeal for Resolution #6986-04, Oakdale Drive.

Marj Enders: This property owner had been sent a final notice and her original waiver was due back on October 8th, 2004. She called in a panic and asked if there was anything she could do to pay this over time. Any deviation from the Indiana code has to be approved by the Board of Public Works. In her explanation she said she was in and out of the hospital and just recently saw the assessment.

Ryan Chasey moved approval of Appeal for Resolution #6986-04. Motion carried.

25. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $14,550.97.

John Suarez moved approval. Motion carried.

26. Approval of Barrett Law Claims in the amount of $162.07 for the week of May 18, 2005.

Ryan Chasey moved approval. Motion carried.

27. Approval of General Accounting Claims in the amount of $5,059,695.79 for the week of May 18, 2005.

John Suarez moved approval. Motion carried.

28. Old Business:

29. New Business: Emergency Resolution #92-5-18-05-2, *Northwest Feeder Main–Lawton Park Underground Tank*.

Matt Wirtz: During the excavation last week of the Northwest Feeder Main through Lawton Park we uncovered two underground oil tanks that we were not aware of. We have used SES Environmental services for some of the things at the Filtration Plant and has since started the process to get the residuals from these tanks removed from the Lawton Park site and out of the way of the Feeder Main construction. We have taken some bids and will run those through Purchasing.

Ryan Chasey moved approval. Motion carried.

Meeting adjourned 9:43 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MAY 18, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:31 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of May 4, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Contract #2005-ST-01, *Sandy Pointe Estates Section II*, between the City of Fort Wayne and Reinig Development Company LLC to construct a local storm drainage system to serve Sandy Pointe Estate Section II.

   Nancy Townsend: Sandy Pointe Estates is located on the north side part of town, near the southwest intersection of Auburn Road and Dupont Road. This is a single-family residential subdivision inside the City limits within the stormwater utility service area. Consequently, we put together a contract for the construction of the stormwater system. All the necessary documents have been completed and received, so we are recommending approval of the contract.

   Greg Meszaros: Isn't this the contract we had some discussion on awhile back?
   Nancy Townsend: Yes
   Greg Meszaros: This was an extension of a County regulated subdivision. Section I was built in the County and Section II within the City. I know you have conferred with our legal counsel and they have recommended the Board sign this contract, even though there may be some dual jurisdictional issues. I know the project has been under construction and is up to our standards, so we are reaffirming the advice from our legal counsel.
   Nancy Townsend: Yes, it was the advice from our legal counsel. We did review plans and it does meet our standards, specifications, construction methods and inspection. Baker Daniels recommended we move forward with our normal process, since it is within our jurisdiction.

   Greg Meszaros: One of our objectives is to continue to work with the County Surveyor's office to work on County jurisdictional issues for stormwater inside the City, so I think that will be part of our long-term goals.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:45 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
MAY 25, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Nathan Baggett, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino – Transportation Engineering Services. Greg Meszaros – City Utilities Administration. Nancy Townsend – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Public Works Administration. Kristine Degabriele – Law Department. Steve Davis, Jim Riemke – Street Light Engineering. Ted Nitza – Water Resources.

1. Approval of Board of Public Works Minutes for the week of May 18, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1519-03, *Morton Street Pump Station Bar Screen Replacement.*

BIDDER	BID AMOUNT
Maddox Industrial	199,000.00
Mason Engineering	**175,000.00**
RE Crosby	179,000.00
Engineer's Estimate	$221,300.00

3. RECEIVE BIDS: Improvement Resolution #87-43-15 (12), *Sewer Inspection and Cleaning Service Contract.*

BIDDER	BID AMOUNT
Drier & Maller	386,597.85
National Power Rodding	599,686.00
Reynolds Inliner	**362,920.65**
Engineer's Estimate	$429,102.80

4. RECEIVE BIDS: Improvement Resolution #292-04, *Miscellaneous Street Light Package 2004 Improvement.*

BIDDER	BID AMOUNT
Lights & Signals	**29,921.00**
Engineer's Estimate	$28,598.00

5. RECEIVE BIDS: Improvement Resolution #295-05, *Pine Valley Addition Phase 3 Street Light Improvement.*

BIDDER	BID AMOUNT
Lights & Signals	**77,996.00**
Engineer's Estimate	$79,738.00

6. Improvement Resolution #7038-05, *Bunt Drive-Paulding.*

Mario Trevino: This project is in the 6th District. The limits extend from Paulding Road to just north of Cheviot Drive. The scope of work includes concrete street reconstruction, commercial drive approach reconstruction, spot walk replacement and park strip restoration. The bid opening is set for June 15th and the completion is set for September 16th.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution #7047-05, *Inwood Drive Phase II.*

Mario Trevino: This project is in the 2nd District. The limits of the project begin at Vance Avenue and travel north to Dellwood Drive. The scope of work includes reconstruction of curbs; drive approaches, installing sub-surface drainage, storm sewers and asphalt resurfacing and restoration. This is a cost share project where the adjacent property owners will share in 60% of the cost for the curbs, drives and restoration. The remaining 40% and 100% of the asphalt resurfacing is covered by CEDIT dollars. If the project is not remonstrated, the project should be completed by October 31st.

John Suarez moved approval. Motion carried.

8. Improvement Resolution #7050-05, *Jefferson/Washington/Maumee.*

Mario Trevino: This is a project that crosses the 5th and 6th Districts. The limits are Jefferson Boulevard between Clay and Division, Maumee between Division and Washington, and Washington Boulevard between Clay and Coliseum. The scope of work includes milling and resurfacing with a bituminous binder and surface. The project also includes new pavement markings, adjustment of castings and valves and phasing to be constructed under traffic conditions. The bid opening is scheduled for June 15th and the completion date is scheduled for August 15th.

Ryan Chasey moved approval. Motion carried.

9. Improvement Resolution #7052-05, *Miscellaneous Construction Package 4, 5, & 6 – 2005.*

Mario Trevino: This is a project that is in Districts 4, 5 and 6. There are many locations within this package. They are either walk or walk and curb or just curb reconstruction and park strip restoration. The bid opening is set for June 15th with a completion date of September 15th.

John Suarez moved approval. Motion carried.

10. Resolution #1777-2005, *Small Diameter Sewer Inspection & Cleaning Service Contract.*

Mike Hicks: This resolution is a service contract to clean and televise very specific small diameter sewer segments throughout the City. A couple of years ago we prioritized our sewer quad section maps such as the one to my left (map is shown) based on the number of basement backup calls, basement flood calls and maintenance calls we received in an eight to ten year period. The dots on the map represent those calls. We then did a pilot project and

televised approximately 22,000 feet of the high instant sewer segments. We found that about 78% of what we televised needed to be rehabbed. This is a very high percentage. I think this is a good way to focus in and find the problem sewers and get them rehabbed and hopefully, eliminate backups in the process. This service contract is for 38,610 feet.

Ryan Chasey moved approval. Motion carried.

11. Resolution #92-5-25-05-1, *Southtown Center Area Connection Fee*.

12. Resolution #92-5-25-05-2, *Southtown Center Area Capital Improvement Surcharge*.

Gina Kostoff: I will read Item #11 and Item #12 together.

Ted Nitza: The two Resolutions before you today concern the Southtown Centre Redevelopment. Back in October of last year, this Board approved the investment of $500,000 from Utility funds to the Redevelopment Commission for the use of utility improvements at that site. The agreement allows for the Utility's use of area connection fees and capital surcharges in order to recoup that investment with new growth and opportunities that occur in that area.

The area connection fee, the upfront fee that is charged as a project is built, is in the amount of $2,252.00. It is important to note that for redevelopment projects where we are taking the existing site and exchanging its use to something new, there would be a $502.00 credit for previous conditions thus, bringing the net amount for Southtown Centre Redevelopment to around $1750.00.

The capital surcharge area is shown in the red outline on the map (map is shown) closer to the Southtown Centre proper and its amount will be $4 per ERU or equivalent residential unit per month. This will be an ongoing fee for customers in that area based on their single-family home equivalency, they will pay an additional $4 per month.
For example: the Menard's facility is in the range of 3 to 4 single-family home equivalents, so it will be $4 times that 3 or 4 per month. Star Bank has also announced their equivalency is around the range of 1.2, just over a single-family home resident. That fee will be a monthly amount added to their bills to recoup the $500,000 investment over time for the improvements made in this area. I can address any comment or questions you may have at this time, but I recommend approval of these provisions.

John Suarez moved approval of Items #11 and #12. Motion carried.

13. Resolution #92-5-25-05-3, *Upper Saint Joseph Area Connection Fee*.

Ted Nitza: The upper St. Joe area is shown on the map in dark blue (map is shown). It is a key new growth market for the sewer utility on into the future. There are master plan documents and planning going on that will call for significant investment to improve existing infrastructure and provide new growth in these areas. Area connection fees have been used in the past to focus the cost for the new growth portions on those new growth portions themselves, so development paying for development. The area connection fee change before you will increase the amount from approximately $500 to $1200 as shown in this Resolution. That marginal amount will go for those marginal projects in the upper St. Joe area providing for the past improvements to provide for that growth. I recommend approval and I can address any comments or concerns the Board may have at this time.

Ryan Chasey moved approval. Motion carried.

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14. AWARDS from Transportation Engineering Services:

Resolution #7028-05, *Main Street: Jefferson Blvd. West to Leesburg Rd.* to Hipskind Concrete
Resolution #7029-05, *Kekionga Drive* to Key Concrete
Resolution #7037-05, *Ley Road Phase II* to Primco, Inc.
Resolution #7039-05, *Resurfacing Package 1-2005* to E&B Paving
Resolution #7040-05, *Concrete Street Repairs 2A-2005* to Hipskind Concrete.

Contract Compliance concurs with these awards.

John Suarez moved approval of Item #14. Motion carried.

15. AWARD from Engineering Support Services:

Resolution #1720-04, *WPCP Pond 1 Sluice Gates* to RE Crosby, Inc.

Contract Compliance concurs with this award.

Ryan Chasey moved approval of Item #15. Motion carried.

16. Approval of Construction Contract #7030-05, *No. Highlands/Nebraska Neighborhood Improvement* between the City of Fort Wayne and Hipskind Concrete in the amount of $82,989.00.

John Suarez moved approval. Motion carried.

17. Approval of Construction Contract #1728-05, *Portage Freeman Pipe Burst* between the City of Fort Wayne and Robinson Electric in the amount of $217,525.00.

Ryan Chasey moved approval. Motion carried.

18. Approval of Construction Contract #297-05, *2005 CEDIT Neighborhood Street Light Improvements* between the City of Fort Wayne and Lights and Signals, Inc. in the amount of $105,526.00.

John Suarez moved approval. Motion carried.

19. Approval of Construction Contract #298-05, *Countryside, Wedgewood and Tanbark Trails Addition Street Light Improvements* between the City of Fort Wayne and Lights and Signals, Inc. in the amount of $34,469.00.

Ryan Chasey moved approval. Motion carried.

20. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana LLC for *On-Call Services for Plan Review and Permitting*. Compensation for services performed shall be a not-to-exceed fee of $65,000.00.

Nancy Townsend: This agreement is for DLZ to provide review services for the issuance of our State permit for sanitary sewer extensions and also to provide assistance for other plan review needs that we may need. We have used them previously where we needed some storm water related services on a higher technical level to what our staff may be able to provide. This agreement will provide for assistance to Development Services and City Utilities, as well as the City Planning Department as it relates to flood plain issues including compensatory storage. As we encourage in field development within the City a lot of the sights are not developed for

reasons often associated with flood plain and storm water related issues that need to be coordinated and looked at from a holistic point of view from the flood plain regulatory issues and storm water requirements. DLZ has provided exceptional services both in quality and timeliness.

John Suarez moved approval. Motion carried.

21. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill, Inc. for the *WPCP Dechlorination Facilities and Outfall Structure Resident Project Representative*. Compensation for services performed shall be $139,500.00. Council approval has been requested.

Mark Gensic: This project is located on the north side of the Maumee River from the Water Pollution Control Plant. This is the construction of a new building so we can dechorinate final affluent during certain times during the year. CH2M Hill has given us a proposal to provide resident representation services during construction. This project is a lot about complying with ongoing regulations with IDEM as we manage our permit for running the WPCP. Todd Webster is the CH2M Hill engineer we propose to use during the construction. CH2M Hill has proven themselves in the past and is willing to work with us in terms of charging us fees at our rate as compared to a local engineering firm. We are preparing to move forward with the bid for this project in about a month and would like to get the engineering lined up for the construction of that project.

Ryan Chasey moved approval. Motion carried.

22. Approval of Amendment #1 for the Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the *WPCP thickening Building Process Control Upgrade*. Compensation for services performed shall be $2,500.00.

Mark Gensic: At the Water Pollution Control Plant we gather sludge from the bottom of the settling tanks and we thicken it in this building (map is shown) before we put it into the digesters. There are two very large centrifuges, but no overhead crane in there. One of the safety and maintenance issues is to be able to maintain those units at least once a year, so we are going to design a better mobile crane for them to increase safety and keep those centrifuges maintained. In addition, we have a programmable logic controller or an industrial grade computer that we need to replace. Donohue is doing some additional planning and design work in that building, so it only made sense to us to add to their services and take care of these items as well.

John Suarez moved approval. Motion carried.

23. Approval of Water Contract #2005-W-05, *Mallard's Lake Offsite Frontage* between the City of Fort Wayne and Millennium Development, Inc., to construct a water main system to serve Mallard's Lake Offsite Frontage. The project is privately funded and is located outside the City.

Nancy Townsend: This contract will include the installation of 1320 lineal feet of 16-inch water main. It will serve as a feeder main in the upper northeast area. It is privately funded and I do recommend approval.

Ryan Chasey moved approval. Motion carried.

24. Approval of Sanitary Sewer Contract #2005-S-4, *Smith Road – Elam Property* between the City of Fort Wayne and Simms E. and Carolyn K. Elam to construct a local sanitary sewer system to serve Smith Road – Elam property. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This sanitary sewer project is located along Smith Road on the southwest part of town. It includes the installation of just under 900 lineal feet of 8-inch sewer. It will provide service to five existing properties with failing septic systems. The sewer will be extended from Ridgeway Addition, which is an area served through the Allen County Sewer District and we do have approval from them to extend from their system. These folks will be Fort Wayne City sanitary sewer customers and we will own and maintain the system. I do recommend approval.

John Suarez moved approval. Motion carried.

25. Approval of Change Order #1 & Final between the City of Fort Wayne and RE Crosby for Contract #1671-04, *Brown Street Sluice Gate* decreasing the original contract price by $2,000.00. Including this Change Order the new contract price will be $18,293.00.

Ron Sheppard: This Change Order reflects not having to use the work allowance on this project. We have completed this project and we are very satisfied with the work.

Ryan Chasey moved approval. Motion carried.

26. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

Contract #1585-04, *Lexington Avenue Area Partial Sewer Separation*
Contract #1671-04, *Brown Street Slide Gate*

John Suarez moved approval. Motion carried.

27. Approval of recommendation from Street Light Engineering to accept the work performed by Lights and Signals, Inc. for Contract #293-04, *Pine Valley and Burning Tree Additions* as an integral part of the City's street lighting system.

Ryan Chasey moved approval. Motion carried.

28. Approval of Dedication of Public Street Right-of-Way and Warranty Deed between the City of Fort Wayne and Fort Wayne Community Schools, North Side High School for the *North Side High School Parking Lot & Parnell Avenue Traffic Improvements*.

Steve Shane, SCO Engineering: We are the designers of this project. It is part of the overall North Side project. In addition, they needed new parking at the project to fulfill their parking requirements. We have obtained residential properties across Pleasant Street, which includes about a block and a half. It will include the closing of a section of Fricke Drive. We are redirecting some traffic patterns and doing some improvements to Parnell Avenue, which includes a slight widening project. We are realigning Nettie Avenue, so it lines up with North Side Park across the street. The widening made sense to do it mostly on the east side of Parnell Avenue, thus we needed additional right-of-way from Bob Arnold Park. We are taking about five feet of right-of-way with a couple of bump-outs at the drive.

Gina Kostoff: Has there been interaction with the neighborhood out there? Have they been supportive of this project?
Steve Shane: Yes, there have been neighborhood meetings and we have had mostly supportive reaction from it.

John Suarez moved approval for Item #28. Motion carried.

29. Approval of Full Release of Escrow from Bunn Excavating for Contract #1585-04, *Lexington Avenue Area Partial Sewer Separation* in the amount of $24,277.04.

Ryan Chasey moved approval. Motion carried.

30. Approval of Release of Escrow for the 2002 FWMBC Transportation Building Project Fund in the amount of $1,800.00 from Wells Fargo Corporate Trust Services.

    John Suarez moved approval. Motion carried.

31. Approval of Secondary Subdivision Plat for the Estates of Sandy Pointe Section II. The subdivision will connect to the existing Downey's Landing and Windmill Ridge streets. The subdivision consists of 18 lots on 6.448 acres.

    Ryan Chasey moved approval. Motion carried.

32. Approval of Barrett Law Claims in the amount of $849.75 for the week of May 25, 2005.

    John Suarez moved approval. Motion carried.

33. Approval of General Accounting Claims in the amount of $5,012,770.23 for the week of May 25, 2005.

    Ryan Chasey moved approval. Motion carried.

34. Old Business:

35. New Business:

Meeting adjourned 9:30 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
MAY 25, 2005

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BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:35 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department.
Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of May 18, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's stormwater system:

   #2004-ST-16, *Stephanie Villas*
   #2005-ST-01, *Sandy Pointe Estates Section II*

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:37 a.m.

Absent
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JUNE 1, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Nathan Baggett, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino – Transportation Engineering Services. Greg Meszaros – City Utilities Administration. Nancy Townsend – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Public Works Administration. Kristine Degabriele – Law Department. Steve Davis, Jim Riemke – Street Light Engineering. Ted Nitza – Water Resources.

1. Approval of Board of Public Works Minutes for the week of May 25, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #87-43-15 (13), *Sewer Inspection & Cleaning Service Contract.*

BIDDER	BID AMOUNT
Drier & Maller	**318,940.50**
Fluid Waste	449,144.85
Reynolds Inliner	344,601.30
Engineer's Estimate	$432,391.00

3. RECEIVE BIDS: Improvement Resolution #7042-05, *Resurfacing Package 2 –2005.*

BIDDER	BID AMOUNT
All Star Construction	**1,211,202.00**
Brooks Construction	1,376,142.05
E&B Paving	1,217,087.00
Wayne Asphalt	1,260,635.85
Engineer's Estimate	$1,009,902.25

4. Resolution #296-05, *Woodmont, Woodmont Oaks and Longwood Additions.*

   Al Lichtsinn: This resolution is for intersection lights and two in our annexation area per our commitment to light up intersection lights. The only exception is Woodmont as they are getting upgrades to their light poles to a Fort Wayne standard pole with a different type luminaire.

   Ryan Chasey moved approval. Motion carried.

5. Improvement Resolution #1727-05, *General CIPP 2005 Package 2.*

   Nathan Baggett: This package consists of approximately 24,175 lineal feet of small diameter sewer that is to be rehabilitated by means of cured-in-place pipe technology. This technology is completely trenchless using existing manholes and other structures as access points in which to

insert a liner. This package is comprised of 8, 12 and 15-inch diameter sewers in various areas across town. The City of Fort Wayne has successfully used this technology for many years lining over 162,000 lineal feet since 1998. There are seven eligible pre-qualified bidders for this project. This project has been budgeted for and is funded by the Sewer Utility. I can entertain any questions or comments you may have at this time.

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John Suarez moved approval. Motion carried.

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6. AWARDS from Engineering Support Services:

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Resolution #87-43-15 (12), *Sewer Inspection and Cleaning Service Contract* to Reynolds Inliner in the amount of $362,920.65.

Resolution #1519-2003, *Morton Street Pump Station Bar Screen Replacement* to Mason Engineering in the amount of $175,000.00.

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Contract Compliance concurs with these awards.

Ryan Chasey moved approval of Item #6. Motion carried.

7. AWARDS from Street Light Engineering:

Resolution #292-04, *Miscellaneous Street Light Package 2004* to Lights & Signals, Inc. in the amount of $29,921.00.

Resolution #295-05, *Pine Valley Addition Phase 3 Street Light Improvement* to Lights and Signals, Inc. in the amount of $77,996.00.

Contract Compliance concurs with these awards.

John Suarez moved approval of Item #7. Motion carried.

8. Approval of Construction Contract #676-2002, *Griswold Pump Station Improvements* between the City of Fort Wayne and Maddox Industrial in the amount of $40,000.00.

Ryan Chasey moved approval. Motion carried.

9. Approval of Construction Contract #7028-05, *Main Street: Jefferson Boulevard West to Leesburg Road* between the City of Fort Wayne and Hipskind Concrete in the amount of $481,190.85.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7040-05, *Concrete Street Repairs 2A-2005* between the City of Fort Wayne and Hipskind Concrete in the amount of $149,751.40.

Ryan Chasey moved approval. Motion carried.

11. Approval of Mechanical and Chemical Vegetation Control Contract between the City of Fort Wayne and Accent Lawn Manicure Service in the amount of $64,408.00.

John Suarez moved approval. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and Commonwealth Engineers, Inc., for the *Water Filtration Plant Concrete Repairs*. Compensation for services performed shall be $42,700.00.

Nathan Baggett: The primary focus of this agreement with Commonwealth is to design the rehabilitation of Plant 2 secondary settling tanks and also, the affluent channel at the Filtration Plant. The tanks and the channel were discovered to have a great deal of corrosion and spalled concrete toward the tops and some scaling mineral buildup toward the bottom under the water. This damage is done primarily by thirty years of free stall cycles as reported in November of 2004 by Donohue & Associates.

The second aspect of this design is the rehabilitation of the east wall of Plant 3, which is also highlighted on the map I provided Board members this morning. There appears to be some superficial bowing at the top, so that will be investigated and improved.

Under this agreement Commonwealth will provide design and bidding services on both projects with the option for additional services for construction and support, should we wish to have that. Commonwealth's fees have been thoroughly reviewed and to be fair and reasonable for the type of work to be performed. Planning and Design Services recommends approval of this not-to-exceed fee of $42,700.00. I can answer any questions or comments the Board may have at this time.

Ryan Chasey moved approval. Motion carried.

13. Approval of Amendment #2 for Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the *North Glendale Drive Extension: Jefferson Boulevard to North Bend Drive* in the amount of $10,300.00.

Dave Ross: This is an ongoing project that we have been working on for the past couple of years. The first amendment was to change the location to move it farther to the east, thus avoiding a large amount of land acquisition for the project. On the second amendment, when the consultant submitted the preliminary plan showing the new location it was discussed that we should extend the left turn lane to allow more stacking and provide a better access into the new entrance, because of the high volume and fast movement of the Jefferson Boulevard traffic. In doing that it was discussed that additional survey work should be done to determine the drainage patterns, since we were changing a grassy median to a hard surface median. Plus, that put us right over the maximum use of property past the one-acre limit for Rule 5 and we would have to put application in for erosion control for this project.

In reviewing this contract, Mr. Suarez pointed out that there appears to be a math error in the calculations done by the consultant in putting together the additional fee. It appears they have found an additional $120.00 somewhere, so the actual fee should be $10,180.00. It was just pointed out to me this morning, so I will contact the consultant and get that corrected.

Gina Kostoff: With that being said, we will hold this to next week until you can confirm with the consultant the proper fee. Item #13 was tabled for one week. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Scheidleman Excavating for Contract #1703-04, *Gretna Avenue Sanitary Sewer*, decreasing the original contract price by $1,753.70. Including this Change Order the new contract price will be $50,905.36.

Ron Sheppard: Actually, the new final contract price should be $50,905.38. We had a two-cent math error. We have four items that were adjusted by this Change Order. We added eleven additional feet of sewer pipe. We had less restoration of the street. We had additional mulch seeding. When Scheidleman got out there they found additional removal work of tires and other items because the area was used as a dumping ground along the fence route, so there was additional cost for the removal work. We still have a decreasing Change Order of $1,753.70.

John Suarez moved approval of Item #14 with a correction to the new contract price. Motion carried.

15. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $28,394.06.

    Ryan Chasey moved approval. Motion carried.

16. Approval of Barrett Law Claims in the amount of $18,702.00 for the week of June 1, 2005.

    John Suarez moved approval. Motion carried.

17. Approval of General Accounting Claims in the amount of $3,046,582.88 for the week of June 1, 2005.

    Ryan Chasey moved approval. Motion carried.

18. Old Business:

19. New Business:

Meeting adjourned 9:15 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 1, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:17 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Andrew Schipper – Planning and Design Services. Nancy Townsend – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of May 25, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Resolution #1734-05, *Sluice Gate East of Pemberton and Tilden.*

   Andrew Schipper: When the river is high there is a lot of water here in this area (map is shown), so instead of the water going to the river in lays in this neighborhood. This project will include installing a sluice gate with the option to be able to pump up over the sluice gate to dewater the neighborhood. This project will be ready to bid June 29th. Construction is planned for later this year.

   Greg Meszaros: This is related to all our North Anthony flooding that occurs when the river stage is high and the water cannot escape out through the duckbill, so it backs water up in that storm system and comes out into these neighborhoods. What the sluice gate will do in those conditions is to isolate that storm sewer and keep the water from finding its way out and pump it up through to control some of that flooding in that neighborhood during high river events.

   Andrew Schipper: It gives us a lot of options in that area.

   Greg Meszaros: Gina, you may recall we had a lot of problems in that area during the last flood event.
   Gina Kostoff: Yes.
   Greg Meszaros: This is a partial solution, but it is a nice step forward. Last Friday I was out there with Congressman Souder and we are still working with the Army Corps to find a more holistic permanent solution to improve all of that area.

   John Suarez moved approval. Motion carried.

3. Approval of Resolution #1779-2005, *Clayton Avenue – St. Mary's Avenue*, between the City of Fort Wayne and Bercot, Inc., in the amount of $69,854.00.

   Nancy Townsend: This is a project in conjunction with a business, the City Trust Credit Union located on the northeast corner of State Boulevard and St. Mary's Avenue. The Credit Union is doing some site improvements. The site improvements would have directed additional drainage toward an existing combination sewer, but we were able to work with them on redirecting the runoff from the entire site to the extension of a new storm sewer. In addition, we have chronic flooding at the Clayton – St. Mary's intersection which we have been trying to get dried up. In the winter there is a big icing problem at that location.

Again, we are working with the Credit Union to redirect their water to the storm sewer. Also, they agreed to pay their engineer to do some offsite engineering for us to pick up the intersection and some other areas along St. Mary's. This Resolution will pay for the offsite construction only of the storm sewer in this area. We did a quick quote process and received three competitive quotes from contractors of which all three of them were within $3,000.00 from each other. Bercot was the low bidder at $69,854.00. The amount will be paid for by the City. It will include the installation of 725 feet of 12-inch storm sewer offsite at the Credit Union property.

Gina Kostoff moved approval. Motion carried.

4. Approval of Storm Sewer Contract #2005-ST-03, *Coldwater Road: Till Road to Wallen Hills Drive* between the City of Fort Wayne and Tillwater Pointe Apartments, LP to construct a local storm drainage system to serve Coldwater Road: Till Road to Wallen Hills Drive in the amount of $32,939.80.

   Nancy Townsend: This area is located just north of Wallen Road, along the west side of Coldwater Road. Tillwater Pointe Apartments is proposed to be developed near this area. It will include the installation of water main, sanitary sewer and some onsite private storm sewer and detention pond. We asked the developer to look offsite in terms of stormwater drainage. When Coldwater Road was last improved and widen the drainage was modified and actually, reduced access of the runoff into the ditch from the road. Consequently, there have been chronic standing water problems on Coldwater Road, just north of Wallen that has left about two lanes available for traffic flow during periods of high water. Additionally, it floods out the properties in Wallen Hills on the west side of Coldwater Road as well.

   The developer had to extend the sanitary sewer along the same route, so we asked him to engineer some stormwater improvements again offsite of the development. They agreed to do so. We have a set of plans that will reduce the flooding of the back yards and get the water off the side ditch and keep the water off the road. The developer did get quotes for the construction of this offsite storm sewer and the total amount is $32,939.80. It will include the installation of about 550 lineal feet of 18-inch and 15-inch storm sewer within the right-of-way.

   Greg Meszaros: Nancy, just so I understand, the $32,939.80 is for the Stormwater Utility's contribution to the project, but the developer is still paying for his local storm sewers onsite? Nancy Townsend: Yes, that is correct. They did contribute the engineering fees for the offsite work as well.

   John Suarez moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Service to accept the work performed by Reinhart Excavating for Contract #640-2003, *Farwood / Hystone Storm and Sanitary* as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

6. Approval of Full Release of Escrow from Richland Development LLC for Construction Contract #1615-04, *Sunny Brook Acres 1 and 2* in the amount of $9,460.35.

   John Suarez moved approval. Motion carried.

7. Old Business.

8. New Business.

Meeting adjourned 9:25 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
JUNE 8, 2005

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BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Justin Brugger, Mike Thornson - Planning and Design Services. Dan Smith - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino, Connie Burnett – Transportation Engineering Services. Greg Meszaros, Bob Kennedy – City Utilities Administration. Nancy Townsend – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Public Works Administration. Jon Perlich – Public Information Officer. Matt Gratz – Solid Waste. Dan Brenner – Property Management. Craig Berndt – Community Development. Ted Nitza – Water Resources.

1. Approval of Board of Public Works Minutes for the week of June 1, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1726-05, *General CIPP 2005 Package 1.*

BIDDER	BID AMOUNT
Insituform Technologies	770,740.50
Reynolds Inliner	**768,845.00**
Underground Infrastructure	870,233.00
Engineer's Estimate	$818,745.00

3. RECEIVE BIDS: Improvement Resolution #7044-05, *Suburban Heights – Mt. Vernon Park Addition Concrete Street Repairs.*

BIDDER	BID AMOUNT
Brooks Construction	168,888.80
Hipskind Concrete	142,467.80
Primco Inc.	158,288.39
Robbco Inc.	**141,268.00**
Engineer's Estimate	$133,474.00

4. RECEIVE BIDS: Improvement Resolution #7045-05, *Miscellaneous Construction Package 4B-05.*

BIDDER	BID AMOUNT
Brooks Construction	160,969.45
Hipskind Concrete	149,851.45
Key Concrete	**139,029.00**
Primco, Inc.	164,905.85
Engineer's Estimate	$149,124.00

5. Improvement Resolution #7046-05, *Franke Park & Wells Street Intersection.*

   Mario Trevino: This project is in the 3rd District. The scope of work involves widening the pavement to allow for a right turn lane in the southbound lane, new signals, resurfacing,

pavement markings, new curbs, stormwater drainage improvements and other related road work. The bid opening is scheduled for June 29th. The completion date is scheduled for October 15th.

Gina Kostoff: Mario, is this project in conjunction with the Parks Department to improve the entrance into Franke Park? This is the brain child of Councilman Didier, correct?
Mario Trevino: That is correct.

Ryan Chasey moved approval. Motion carried.

6. Improvement Resolution #7053-05, *Miscellaneous Construction Package 2005.*

Mario Trevino: This is a project that covers every district, except the 2nd District. Each location involves either replacing curb or walk or drive approaches or a combination thereof. All locations will have a property owner share of 60%, short of one and that's the Vance Avenue project that extends from Delray to Maxim that will be paid for 100% through District CEDIT dollars. The remaining 40% share will be covered by CEDIT dollars. The bid opening date is set for June 22nd. The scheduled completion date is September 16th.

John Suarez moved approval. Motion carried.

7. AWARD: Resolution #87-43-15 (13), *Sewer Inspection & Cleaning Service Contract* to Dreier & Maller in the amount of $318,940.50. Contract Compliance concurs with this award. Council approval has been requested.

Ryan Chasey moved approval. Motion carried.

8. AWARD: Resolution #7042-05, *Resurfacing Package #2-2005* to All Star Construction in the amount of $1,211,202.00. Contract Compliance concurs with this award. Prior approval has been requested.

John Suarez moved approval. Motion carried.

9. AWARD: Residential Solid Waste Collection & Disposal and Collection of Recyclable Materials Contract to National Serv-All. Garbage collection cost at $69.75 per ton and Recyclables cost at $103.00 per ton. Council approval has been requested.

Matt Gratz: Good Morning. The award you have in front of you is for the garbage collection at $69.75 per ton. This was part of an alternate proposal where the City provides 96-gallon garbage containers to residents for their garbage service. I do have the containers here to show the Board members (the containers are brought up front to show Board members). This is the 96-gallon container and the 48-gallon container. The container will be offered to the residents for approximately 3 months. After the 3 months, for those residents that feel they need a smaller container, they will be offered the smaller container.

Additionally, the recycling will be at $103.00 per ton and that was with the addition of mixed paper. The current program does not accept mixed paper, which is junk mail and office paper.

Gina Kostoff: Matt, we have received some correspondence from residents who are concerned with the 96-gallon containers being so large. Some folks have concerns for those who are disabled or elderly and may not be able to handle those containers. For those individuals with limited physical capacity, will they be able to handle the large container?
Matt Gratz: Yes. They are very easy to handle. We have done pilot programs with these containers and actually have had some elderly citizens that were skeptical at the start, but they did agree to try it. Once they tried it, they found the 96-gallon container was very easy to

handle and wanted to continue using it. It is on wheels and easy to operate, but they will have the option to go with the 48-gallon container.

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Gina Kostoff: We will still maintain in this contract a list of residents who need assistance with their garbage and recyclables, correct?
Matt Gratz: Yes. We currently have a handicap and elderly assist list for those residents that cannot get their garbage and recyclables to the curb and that will remain the same.

Gina Kostoff: How will this contract affect rates for our residents?
Matt Gratz: Rates will go up $1.00, they are currently at $9.75 per month. It will go up to $10.75 per month.

Gina Kostoff: How will it affect any increases down the road? Do you anticipate this rate to stay in effect for the life of this contract?
Matt Gratz: We are anticipating that by increasing the rate by $1.00 it should cover through the four years of this contract.

Gina Kostoff: Does anyone else have any questions? Greg or Bob, do you wish to make a comment?
Greg Meszaros: No, I think the Best Team really took a thorough look at this. It was a cross section of a lot of people of our stakeholders in our recycling and garbage programs and I think this was a unanimous recommendation from them. From my perspective, I feel very comfortable with the decision. Congratulations to Matt, Bob and the rest of our team. They worked very hard on this partnership.

Gina Kostoff: We did involve community residents in the Best Team and so a lot of the neighborhood input has been taken into consideration.
Matt Gratz: The Best Team involved five different neighborhood Presidents or members of the neighborhood. They unanimously said they wanted the containers. One of the big reasons was for alley collection because they wanted to clean up their alleys. For instance, this 96-gallon container is equivalent to 3 garbage cans. Residents will not need as many refuse containers.

Gina Kostoff:...and the consistent looking trash receptacle is advantageous for the neighborhood as well. Congratulations on all your hard work on this contract.

Ryan Chasey moved approval. Motion carried.

10. Approval of Construction Contract #7029-05, *Kekionga Drive* between the City of Fort Wayne and Key Concrete in the amount of $176,431.25.

John Suarez moved approval. Motion carried.

11. Approval of Construction Contract #7037-05, *Ley Road Phase II* between the City of Fort Wayne and Primco, Inc. in the amount of $219,228.89.

Ryan Chasey moved approval. Motion carried.

12. Approval of Construction Contract #7039-05, *Resurfacing Package 1-2005* between the City of Fort Wayne and E&B Paving in the amount of $1,258,169.00.

John Suarez moved approval. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for *On-Call Field Survey and Drafting Services*. Compensation for services to be determined.

Gina Kostoff: I move to hold Item #13 for one week. Motion carried.

14. Approval of Water Contract #2005-W-08, *Southtown Centre* between the City of Fort Wayne and the Fort Wayne Redevelopment Commission to construct a water main system to serve Southtown Centre. The project is located inside the City and is publicly funded.

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Nancy Townsend: This is a contract for the installation of approximately 7,770 lineal feet of 12-inch ductile iron water main at Southtown Centre, located on the south side of town near Anthony. The project is funded by the Redevelopment Commission. It meets all of our standards and specifications and I recommend approval.

15. Approval of Sanitary Sewer Contract #2005-S-10, *Tillwater Pointe Apartments* between the City of Fort Wayne and Tillwater Pointe Apartments, LP to construct a local sanitary sewer system to serve Tillwater Pointe Apartments. The project is located inside the City and is in a green zone. The funding source is private and Utility Capital.

Nancy Townsend: This project is located on the north side of town, near Till and Coldwater Roads. It includes the installation of over 2,700 lineal feet of 8-inch sewer and 13 manholes to serve the apartment complex proposed at that location. This contract does include a request for oversizing for City dollars in the amount of $4,240.00. This money will be used to deepen a segment of the sewer that will allow for future extension for the elimination of septic systems for the homes located on the other side of Till Road. Development Services recommends approval.

16. Approval of Sanitary Sewer Contract #2005-S-11, *4334 Ardmore Avenue–Strahm Contract Interiors* between the City of Fort Wayne and SGI, Inc. to construct a local sanitary sewer system to serve 4334 Ardmore Avenue – Strahm Contract Interiors. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This project is located on the southwest part of town, specifically at the southwest corner of Ardmore and Engle Roads. This includes 261 lineal feet of 8-inch sewer to serve an industrial building at this location. It is privately funded and I recommend approval.

17. Approval of Sanitary Sewer Contract #2005-S-12, *Southtown Centre* between the City of Fort Wayne and Fort Wayne Redevelopment Commission to construct a local sanitary sewer system to serve Southtown Centre. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This is the sanitary sewer portion of the Redevelopment project for Southtown Centre. It includes the installation of 3,200 lineal feet of 8-inch and 12-inch sanitary sewer to serve the Southtown site. It will include the service to approximately thirteen commercial lots and is funded by the Redevelopment Commission.

18. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #7020-04, *Ley Road* increasing the original contract price by $4,937.58. Including this Change Order the new contract price will be $88,641.42.

Mario Trevino: The Ley Road project is in the 3rd District. It is the Phase I project that is finally completed this year. This final Change Order addresses the change we made in the field to widen the project and to allow for truck traffic and truck turning movements. Although the pavement was widened, we also reduced the length of the project to equalize better the change we made in the field. We used less nine-inch deep concrete reconstruction and less backfill behind the curb quantity. We created new items like common excavation, inlet installation and broken yellow line pavement marking, etc. The result is an increase of $4,937.58.

Ryan Chasey moved approval. Motion carried.

19. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7030-05, *North Highlands – Nebraska Neighborhood Improvement* increasing the original contract price by $2,408.20. Including this Change Order the new contract price will be $85,397.20.

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Mario Trevino: This project is in the 4th District and included three locations. All three locations had curb and walk reconstruction, yard walks and affected drive approaches. We identified some additional poor areas of pavement, so our patching item was increased. We were asked by Water Pollution Control to install an inlet in the project. While we used less compacted aggregate, the result was an increase for $2,408.20.

John Suarez moved approval. Motion carried.

20. Approval of Hold Harmless Agreement between the City of Fort Wayne and Historic Fort Wayne, Inc. for the use of the City Utilities parking lot during festival events beginning June 8, 2005 and ending June 7, 2006.

Dan Brenner: Historic Fort Wayne, Inc. is requesting the use of the City Utilities parking lot across from the Old Fort on Spy Run Avenue. They would like to have their Board members and volunteers to use this lot for parking during events they have scheduled for this upcoming year. It is a one-year agreement and we are asking for Board approval at their request.

Ryan Chasey moved approval. Motion carried.

21. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $35,820.00.

John Suarez moved approval. Motion carried.

22. Approval of Release of Escrow for the 2005 Passenger Vehicle Lease Financing in the amount of $56,280.31 from JP Morgan Trust Company.

Ryan Chasey moved approval. Motion carried.

23. Approval of Release of Escrow for the 2005 Street Equipment Lease Financing in the amount of $104,650.18 from JP Morgan Trust Company.

John Suarez moved approval. Motion carried.

24. Approval of Release of Escrow for the 2005 Fort Wayne Municipal Building Corp for Fire Stations #18 & #19 in the amount of $65,291.41 from Wells Fargo Corporate Trust Services.

Ryan Chasey moved approval. Motion carried.

25. Approval of General Accounting Claims in the amount of $6,522,633.44 for the week of June 8, 2005.

John Suarez moved approval. Motion carried.

26. Old Business:

Approval of Amendment #2 for Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the *North Glendale Drive Extension: Jefferson Boulevard to North Bend Drive* in the amount of $10,300.00.

Dave Ross: This project was brought before the Board last week. There was a math error in the calculations for the Agreement. I called the consultant, they apologized and said they had transferred the wrong numbers onto the sheet and realized they did not include some of the markups for the subcontracting for the right-of-way services. They have corrected the calculations and it is the $10,300.00.

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John Suarez moved approval. Motion carried.

27. New Business:

Approval of Agreement between the City of Fort Wayne and Environmental Quality Company for the disposal of hazardous liquid and sludge waste from the Lawton Park Tanks. The estimated costs to be $48,600.00.

Mark Gensic: We put a new water main through Lawton Park and found some underground storage tanks and we are following all state required procedures for removal and disposal of those tanks. We have solicited competitive quotes from several environmental companies to do two things: 1.) to remove the tanks, and 2.) disposal of the oils that were within. The oils do not contain any poly-chlorinated biphenyls. We will be able to dispose of the soil at our own mitigation site. We are trying to do this quickly, so we can open up Lawton Park ball diamond. This Agreement is for $48,600.00 and we recommend approval.

Ryan Chasey: What is the timetable on this?
Mark Gensic: We will have the ball diamonds opened up by next week. We have a soil pile that we need to relocate to our mitigation site. SES Environmental Engineering has been advising us on this. They have been working with the City for several years on any site where we find underground storage tanks. They have also been working with us to solicit quotes. I am satisfied with the Agreements and recommend the Board to sign them.

Meeting adjourned 9:28 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 8, 2005

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BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:30 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Nancy Townsend – Development Services. Mike Thornson – Planning and Design Services.

1. Approval of Board of Stormwater Management Minutes for the week of June 1, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1689-2005, *Graham Drive –Wayside Drive Stormwater System Improvement.*

   Mike Thornson: This is a stormwater improvement project up in the northwest part of the City. It includes Paula Parkway and the west ends of Graham Drive and Wayside Drive. The properties up in that area are in a very low area, sort of a bowl-shaped area. They are served by undersized old field tile. We have water that creates a lake over some of these properties when it rains and gets up to these homes somewhat frequently. We have a history of complaints in this area. Our Maintenance Department and Development Services people have put in a lot of work over the years in that area. We had Clark Dietz, a consultant from Indianapolis, put together a design and some construction documents. We will have 2,200 lineal feet of storm sewer and underdrain up to 30-inches in diameter, along with the manholes, inlets and pertinent structures and some swale improvements. We acquired Rule 5 Permit from IDEM and about ½ dozen easements to do this project. It is 100% funded by the Stormwater Utility.

   Greg Meszaros: Mike, we do have the easements for this project?
   Mike Thornson: Yes, we have.

   John Suarez moved approval. Motion carried.

3. Approval of Storm Sewer Contract #2005-ST-02, *Southtown Centre* between the City of Fort Wayne and the Fort Wayne Redevelopment Commission to construct a local storm drainage system to serve Southtown Centre in the amount of $405,539.23.

   Nancy Townsend: This project will include the installation of 6,745 lineal feet of pipe ranging in size from 12-inch to 36-inches in diameter. It will include 7,000 lineal feet of ditches. The ditches are not newly constructed ditches they are existing ditches that have been cleaned and will become part of the public system upon acceptance of this contract. The total cost is just over $400,000.00 and is being funded through the Redevelopment Commission.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business:

Presentation by Russell Ries for the Sunshine Avenue – Garden Club Storm Drainage Improvement.

Russell Ries: Good morning, Sir. What we have out there...I actually live on Garden Club Drive. The State Highway forty some years ago, I'll say forty some years, because I can't remember the exact date, but I have lived out there forty-five years. When they built the highway and instead of putting the water down to the creek, which would be to the west, they dumped it on all the low people. There is no drainage. There is no ditch drainage along the roads. The water is picked up probably three or four streets, even across the highway and dumped on the east side. Now, the City proposes to put in a storm sewer and that's fine. The problem is the current design does not pick up the highway water which is 95% of the problem. It runs across our land, over the roads and under my house. Then, it goes over to this gentleman's house (points to the gentleman sitting down at the table) and floods the whole back area. Where they have the water pickups...

Greg Meszaros:...the inlets.
Russell Ries: Thank you. What it would do on the back side of my house is would have to go up hill, maybe a foot or a foot and a half, at the low area. Now, over at the Sunshine area where the water comes down it comes down in thousands of gallons of water.
Mike Thornson: Sir, may I offer this diagram.

Russell Ries: Yes. The water is drained all the way down to this side of the road (shows his house on the diagram). It comes to right in here and the road goes up hill, so the water has absolutely no place to go. I had a six-inch culvert put in there years ago to try and keep it out of my driveway. When the water comes down in such force, it can't even begin to handle the water, so it comes across the road and fills my driveway up with that much water. My house has deteriorated my foundation. It had floor supports in there, but there is nothing but mud. I had to go in there and cut my floor up and pour new footings and pour new concrete to try and jack my house back up. The reason I'm here is to get rid of this highway water somewhere because that is the problem out there Gentlemen and Ladies. It is not the runoff from the land, it never has been, it's the water from the highway. If you don't pick up that water that put it down by the Braun Ditch, you will still have your mosquitoes and everything you got right now. What we are asking for is to please divert the water. If you go between (points to the diagram) and go between and put a catch basin or box and run that water straight up to here and put it in your sewer system, Sir, then the water is going to get away otherwise, whatever you have there I'm sorry, for a lack of words...it like a hill of beans...it is not going to help people in that area at all.

Greg Meszaros: Your basic concern is that you would like the Stormwater Board to expand the Project to include water from the State Highway, Lima Road Highway 3 that is currently impacting your property...
Russell Ries:...interrupts...all of us Sir, the whole area out there comes off the highway.
Greg Meszaros: I would like to have Mike go over our design goals for the original project and your engineering prospective on the request on the State Highway water.

Mike Thornson: A request was made by Development Services three years ago to take care of a problem in this general area, south side of Sunshine Avenue. Early in the design process, we were asked to also expand a line between the mid block area at Garden Club Drive and Cook Road.

Our design consultant completed that and we proceeded with the easements in that area. At that time, we (Justin, Mary Jane and I) started talking with Mr. Ries. The Braun County regulated drain is a 15-inch tile, shown here in red (diagram is shown). That is the only drainage

outlet for this area and it does serve this whole neighborhood. From Cook Road southward it is a 36-inch sewer quality line and gets larger in size down by Sam's Club, the corner of Lima Road and Ludwig Roads. As part of our project that we worked out with the County Surveyor's Office and in fact, required by the County Surveyor's Office to upgrade the line at least from the point where we tie in southward to Cook Road and improve that from 15-inch to 36-inch and we have done that. We also have limitations as to how much we can pick up in that new line.

We are extending laterals to the west toward Lima Road that range from 12-inch to 24-inch in diameter and we run out of ground about this area (map is shown). It gets lower in this area as Mr. Ries pointed out and that is where the water flows and then it rises again to Lima Road. It is unusual and unique along Lima Road for some reason all the drains in this portion of Lima Road anyway do flow into these properties. There are some construction plans and a project proposed by INDOT, the State Highway Department to improve Lima Road. They propose to increase the lanes, but also do a substantial amount of storm drainage improvements. They are going to put curbs along there for one thing and intercept all the water on the highway and take it south. The preliminary plan calls for some detention basin work south of Cook Road behind Sam's Club. This work will help their situation significantly, however the catch is we do not know when that project will be done.

Gina Kostoff: So, the State has not given us a timeframe at all?
Mike Thornson: They have three phases during their pre-planning, which are public hearings. Their first public hearing was last October. The next public hearing is this summer in July and then there will be a third one after July where they will take comments from the public and change their design based on that.

Gina Kostoff: Are they aware that we are doing a storm project in this area as well?
Mike Thornson: I talked with an engineer in their office, but it doesn't impact their work at all. They shared some information with me, but what we are doing does not affect their plans.

Greg Meszaros: Mike, a couple of questions. Does the project currently configured harm the drainage pattern in any way or worsen conditions for Mr. Ries or any of the other property owners?
Mike Thornson: It doesn't harm them at all. Our contention it that it helps them. All this water that collects in this area (points to the map) will be taken away from our new storm lines. They have a lot of standing water or I shouldn't say standing because I don't know if it's standing or not but...
Russell Ries:...interrupts...Sir, it stands for weeks at a time.

Mike Thornson: Well, it will take the water away.
Russell Ries: May I ask a question?
Mike Thornson: Sure.
Russell Ries: How do you propose to get the water that comes down here (points to the map) along the road and bring it up two feet to this drain. This is going to be that much higher than your road. Now, all I am asking is that you pick that water up and pipe it to there (points to the map). I think that is a simple thing. What you have here is good, but you have to connect the water off the highway, otherwise it runs and saturates the whole area. What do you do, pick it up in three weeks? Sir, when it rains I can't get into my house. I have raised my cement that high and it still comes up and runs through my house because it has no place to go. This is not bad (points to the map diagram), but if you don't put thousands of gallons of water that are running on the neighbors and myself eventually that is going to take the land. When it rains hard it needs some place to go and it has no place to go.

Greg Meszaros: Mike, can you respond to that.
Mike Thornson: The property across the street is wooded and would require taking out all these trees and getting additional easement from those property owners.
Russell Ries:...interrupts...I had a letter from this neighbor...
Greg Meszaros: Sir, let Mike respond.

Russell Ries: Okay.
Mike Thornson: What we have offered Mr. Ries is to do some swaling along his property line to take water from the roadway down to the sewer at the rear of his property. This whole area pretty much falls from north to south and slightly northwest to southeast. This is a shed map (map is provided) showing contours of the area: State Road 3, Cook Road, Garden Club Drive and Sunshine Avenue, right here is Mr. Ries' property at the bottom. This large yellow area is the natural shed. It is not significantly large. It has maybe six to ten lots that drain in his direction, as I said what this does show is all the highway drainage that collects and drains on his property, this orange area beyond that shed slightly to the east of him. When it ponds on the north side roadways it can overtop into his area. When we get significant rains it increases to this size (points to the map). Our new storm sewers will run into this point (map is shown) and pick up all this drainage, so that instead of overtopping into his area it will be carried away by the storm sewers.

Gina Kostoff: Mike, this swaling you are proposing to help Mr. Ries would it be a temporary fix until the State Highway begins their project?
Mike Thornson: Unfortunately, it's not a total fix and it is not temporary. It is permanent because it will help take away the water that hits his property and his home. The whole solution is getting the water away from the State Highway and preventing all that water to run down.
Gina Kostoff: That is the State's jurisdiction, correct?
Mike Thornson: Yes.

Russell Ries:...interrupts...yea, but they won't....
Greg Meszaros: We'll take some other questions. Mike, what is our current estimate for the project?
Mike Thornson: It is in the area of $300,000.00.
Greg Meszaros: Besides the easements, are you participating financially? Is this a Barrett project?
Russell Ries: No
Gina Kostoff: It is all paid for by the City.
Russell Ries: I think we have been payin' $2-$3 for storm sewers we ain't even had. They have been billin' us ever since they took us into the City with absolutely no drainage whatsoever. Some of the neighbors are slightly upset about that. I am not upset about that, IF we can get something done to relieve the problem and Sir, if you don't put a bigger culvert under the road and I mean a good size one, it's still gonna run in my house and I'm gonna be callin' ya (looking at Mike Thornson).

Gina Kostoff: Mr. Ries, are you on Garden Club Road or Lima Road?
Russell Ries: Garden Club. It comes right down to my property line and my neighbor, the one with the trees. I was supposed to bring the letter from my neighbor in, but I forgot. He has no objection because they are just shrubs.

Greg Meszaros: Sir, here's at least my perspective. We don't or at least I don't disagree that the problems are real and being contributed by the State Highway. I fully believe that your house is receiving a lot of water on your property and I also believe that our project here is not going to totally eliminate that problem. However, we are in a situation where we have hundreds of neighborhoods that have chronic flooding problems and damages to homes. We have anywhere from five hundred thousand to a million or so a year to spend on projects. That's just the reality of the situation. We have hundreds of situations and limited dollars. We try to leverage those dollars in ways that we can most help the most number of people. If we can improve conditions without creating harm and we can leverage the State to make investments in the future to continue to improve those drainages, we can try and have everyone get a little better. We can't spend millions of dollars in one area to try and comprehensively solve the problem. This is an unfortunate situation, but that is the situation the Board is in. From my perspective, I think the City making a $300,000.00 investment here is a pretty good start to the situation getting better. It is very difficult for us to say well, we want to invest $600,000.00 or $900,000.00 to help a limited number of properties here. We will make it better, but we can't make it perfect.

Russell Ries: May I ask a question?
Greg Meszaros: Sure.
Russell Ries: I understand what you are saying. You are saying...no.
Gina Kostoff: No. That is not what he is saying. We are trying to explain the reality of the situation we are dealing with.

Russell Ries: This is the low area (points to the map). I asked for another pickup. Are we talkin' thousands of dollars to put a manhole in the low area right here? You are talkin' like I'm askin' for millions of dollars.
Mike Thornson: I can put one there, but I've never gotten a request for one.
Russell Ries: You have now.

Greg Meszaros: Here's the perspective. To the degree that we can reshape this project and add an inlet here and there and do some swaling to help your property, I think we are more than willing to do that. However, we are not going to try and expand the project to take care of all the water that could possibly come off of Lima Road. That is beyond our financial capacity.
Russell Ries: What about a couple of pickups?
Mike Thornson: I might point out that the County Surveyor's Office and County Drainage Board may not approve of that because they have a limited outlet that they control.
Russell Ries...interrupts...you're havin' a pickup right here (points to map) and just to put one right there to alleviate the problem. The only thing I would ask is for a bigger culvert under the road, because right now the water cannot get through that culvert. Picture thousands of gallons of water trying to go through.
Mike Thornson: The point is that it is too small, so it ponds and backs up in this direction (points to the map).

Greg Meszaros: I think we can look at reviewing and adding something.
Russell Ries: If you can put a pickup right here (points to the map), just a manhole.
Greg Meszaros: Let's not engineer here at the Board meeting.
Mike can meet with you and do some final adjustments to try and help you as much as possible within the reason of our financing.
Russell Ries:..interrupts...I can accept that.
Greg Meszaros: However, there is a condition to this. The condition is that you have to grant the easements for us to construct the project.
Russell Ries: If you do that...you don't have a problem.

Greg Meszaros: Before I make a motion or recommendation, I know there are other folks that wanted to address the Board. Can you come up to the microphone and address the Board.
Russell Ries: Thank you for your time.

Karen DeMille: I live on 1524 West Cook Road. I have had the City people out at my property several times with all kinds of promises. Everybody does their improvements, like when they brought Lima Road out and doubled it, but they don't take into consideration of who they are harmin'. They want to come out with City sewage and raise Cook Road and all that stuff, but I get the water coming from the back and front into my house. All we're askin' for is a place for our water to go and drain. As far as where I am at, if that drain is put back in and I can have a "T" so I can hook into that pipe so I can drain the water from my front yard....that's all I want. You guys come out and do your improvements or do your road stuff and all that and you spend millions of dollars doing that, but you don't take into consideration us people that never had the problem before your improvements...we just want a little bit of relief to drain the water so our property isn't ruined. I don't think that's askin' too much.

Greg Meszaros: That is why we are here and willing to invest $300,000.00 to help you get a little better.
Karen DeMille: I had a person come out about two-three years ago and he even agreed that I should have had a culvert after they raised the road. My yard used to be flat with the road, now I

sit down and everything comes off of Lima Road and Cook Road. I get it from both angles. Like my brother said, we need a place in the low part where the water can drain. I just want to say my peace. I don't care about the improvements, but people should watch who they harm.

Greg Meszaros: Sure. Any others to address the Board?

Benton Shaver: I live at 1616 West Cook Road, right on the corner. We have been going through this high water system for years. I've also got water underneath my house. The floor joists are deteriorating from the water. I don't understand what the City is doing to us. They annex people into the City in areas, bad areas, and then leave it go. I called up and got ahold of someone after we got annexed and they said wait two months. I called back two months later and had a guy come out to the big saw mill, Calhoun Sawmill, where the water should go in the Braun Ditch and he said call back later. I called back later and asked him to please bring his camera with him. They took pictures of the high water. Fort Wayne has the worst mosquito hatchery. The old sewer line was put in years ago, I believe it was 8-inches. At that time, it went into the sewer.

Greg Meszaros: Sir, I can understand your perspective and we agree that there are drainage problems here. We are willing to make over a $300,000.00 investment to begin the process of helping that area in terms of drainage and mosquitoes. We are going to continue to work with the State on other issues. Is there anything new that you would like to bring to the Board's attention that we haven't already heard?

Benton Shaver: I've gotta a problem that it's not going to be done right. If you people would study the area out there and see what oughta be done, there would be no problem. What we are saying is that every one of us was annexed into the City and then put on our bill for surface water drainage almost $3.00 a month. I'm goin' to look into that and I think we can get the City for charging us for surface water drainage for three and a half years and...even get our money back.

Greg Meszaros: If you would like to pursue that you can. I think you are getting a great value for paying a couple of hundred dollars. We are making an investment of $300,000.00 and that is a pretty good investment for what you paid. I appreciate your perspective. I don't agree with it, but I do appreciate it. Any other folks that would like to address the Board?

Greg Meszaros: Let me make a recommendation. I would like to have our engineering staff work with the project to try to make some reconfigurations to help in terms of an additional inlet, maybe some swaling, but that's conditional on the granting of the easement from you Sir. Any sense of how long you think it would take for you to meet with Mike and grant the easement.
Russell Ries: If he comes out and shows me where he will put the inlet, it can be done before the week's out.

Greg Meszaros: How about we make a recommendation that within the next two weeks we meet with the property owner here to make any final adjustments to the project. We will move forward providing we get the grant to the easement. Sir, if you are still not satisfied and we can't work that out would it be your preference to not be included in the project? To not grant the easement?
Russell Ries: Well, Sir first of all I'm not an idiot I can't fight the City and I know this. They can come down and there is a form they can do it any way. The only reason I balked is because I needed to have a say. I was dissatisfied with what I was seeing, okay. I wrote Mary Jane and told her that I was not against the sewer. I want the sewer and we all want the sewer. The only thing we are asking for is to alleviate the highway water from running into our houses. I have told Mary Jane, told him and I tell you...I do not have a problem with you coming across my property. I will sign it immediately if I can just get something that shows me that you will try and get rid of that highway water.

Greg Meszaros: Let's make the recommendation that in two weeks we will meet to make the final adjustments for the project. If in two weeks you can't reach agreement and we don't get an easement worked out then we will reconvene and make a determination to modify the project and

to move forward in a different way. Hopefully, we can work this out in terms of final adjustments and final signoffs on the easements.

Russell Ries: We are easy Sir. All of us are tired of getting pushed around by the State.
Greg Meszaros: I hate to have this come off as a bad news project, because it's not. This is a great investment to help the situation get better in this area. We can't correct the State's problem. It breaks my heart to see us make an investment that the neighborhood doesn't feel is good. We need to wrap up.

Russell Ries: Just one more question.
Greg Meszaros: Okay.
Russell Ries: The water that's running down the roads, is it not the City's responsibility to dry that out. Pure and simple, yes or no?
Greg Meszaros: It's too broad a question. It is not our responsibility to take care of every single drainage problem that possibly develops.
Russell Ries: Even though it runs across the road?
Greg Meszaros: It depends on the type of rain, how large the rain. No matter how big your project is some rain will exceed its design parameters and flood the road.

Greg Meszaros: Well, let me wrap up here. I am going to make the motion that we meet with Mr. Ries within the next two weeks and make any final adjustments to the project that are reasonable. Also, that we obtain the easements and if within two weeks we have not obtained the easements, that Mike will come back to the Stormwater Board and update us and we will make a final determination on the project.
Mike Thornson: I will have to come back anyway, because I will need an Addendum to our consultant's agreement and also to append the Resolution.

Greg Meszaros: Okay, with that I move to adjourn.

Meeting adjourned 10:20 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

June 8th

SUNSHINE AVENUE – GARDEN CLUB DRIVE STORMWATER SYSTEM IMPROVEMENTS

Existing 36" Braun County-Regulated Drain

Existing 15" Braun County-Regulated Drain

Proposed 36" storm sewer

Proposed 12" to 24" laterals

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BOARD OF PUBLIC WORKS MINUTES
JUNE 15, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mike Hicks, Matthew Wirtz, Paul Powers, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Carl Wilson – Contract Compliance. Mario Trevino, Connie Burnett – Transportation Engineering Services. Nancy Townsend – Development Services. Michelle Nelson – Public Works Administration. Matt Gratz – Solid Waste. Dan Brenner – Property Management. Dave Ross – Engineering. Kristine Degabriele – Law Department.

1. Approval of Board of Public Works Minutes for the week of June 8, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1777-05, *Small Diameter Sewer Inspection and Cleaning Service*.

BIDDER	BID AMOUNT
Drier & Maller	149,510.95
Fluid Waste Service	128,683.90
National Power Rodding	126,113.44
Reynolds Inliner	**121,420.40**
Engineer's Estimate	*$ 178,937.50*

3. RECEIVE BIDS: Improvement Resolution #7038-05, *Bunt Avenue – Paulding to 370' North of Cheviot*.

BIDDER	BID AMOUNT
Brooks Construction	182,517.90
Hipskind Concrete	173,771.25
Key Concrete	175,379.00
Primco, Inc.	**168,276.84**
Engineer's Estimate	*$ 136,911.00*

4. RECEIVE BIDS: Improvement Resolution #7050-05, *Jefferson / Washington / Maumee*.

BIDDER	BID AMOUNT
Brooks Construction	657,614.00
Bunn, Inc.	**634,361.50**
E&B Paving	705,000.00
Wayne Asphalt	758,338.50
Engineer's Estimate	*$ 699,675.30*

5. RECEIVE BIDS: Improvement Resolution #7052-05, *Miscellaneous Construction Package 4, 5, & 6 - 2005.*

BIDDER	BID AMOUNT
Hipskind Concrete	**153,205.70**
Key Concrete	161,408.00
Primco, Inc.	175,078.72
Engineer's Estimate	*$159,687.50*

6. Improvement Resolution #7041-05, *Miscellaneous Construction Package 3A-05.*

Mario Trevino: This project is in the 3rd District. There are five locations in this package that consist of Manor Drive, Yellowstone Drive from Oldfield to Zieg, St. Joe Center Road decel lane east of Clinton, Peartree Lane from Applewood to Springbrook and Irene Avenue from Goshen to Hensch. The scope of work includes spot concrete street reconstruction and restoration and where applicable, drive approach reconstruction. The bid opening is set for July 6th and the completion date is set for September 30th.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution #7055-05, *Stratton Road.*

Mario Trevino: The project begins just east of Coldwater Road and travels west of Brighton Drive. The scope of work includes constructing a new asphalt roadway, new curbs, drive approaches, curbface walk, storm sewers, ornamental street lighting and restoration. There is a cost share where the adjacent property owners will share in 60% of the cost for the curbs, drives, walk and streetlights. The remaining 40% and 100% of the roadway is covered through CEDIT dollars from the 3rd District. If the project is not remonstrated it should be substantially complete by November 11th.

John Suarez moved approval. Motion carried.

8. Resolution #92-6-15-05-01, *2005 Solid Waste Garbage Container Equipment Lease.*

Matt Gratz: Basically, this resolution includes the purchase of the 48-gallon and 96-gallon garbage containers for City residents. We talked about these containers at last week's Board of Works meeting.

Gina Kostoff: What is the process you are going to follow for this Matt? Are you sending out RFP's or RFQ's?
Matt Gratz: We are taking bids for the Leasing Agreement. We are trying to get the best lease we can. We are looking at a 10-year lease, so we can own these containers.
Gina Kostoff: So the purpose of this Resolution is to receive bids and determine who will get this contract?
Matt Gratz: Yes.

Ryan Chasey moved approval. Motion carried.

9. AWARD: Resolution #7045-05, *Miscellaneous Construction Package 4B-05* to Key Concrete in the amount of $139,029.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

10. AWARD: Resolution #1726-05, *General CIPP 2005, Package 1* to Reynolds Inliner in the amount of $768,845.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #1519-03, *Morton Street Pump Station Bar Screen Replacement* between the City of Fort Wayne and Mason Engineering in the amount of $175,000.00.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #87-43-15 (12), *Sewer Inspection and Cleaning Service Contract* between the City of Fort Wayne and Reynolds Inliner in the amount of $362,920.65.

Ryan Chasey moved approval. Motion carried.

13. Approval of Contract #292-04, *Miscellaneous Street Light Package 2004* between the City of Fort Wayne and Lights & Signals, Inc. in the amount of $29,921.00.

John Suarez moved approval. Motion carried.

14. Approval of Contract #295-05, *Pine Valley Addition, Phase 3* between the City of Fort Wayne and Lights & Signals, Inc. in the amount of $77,996.00.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and D.A. Brown Engineering Consultants for *Upper St. Joe/Ely Run Drain Interceptor Preliminary Design*. Compensation for services performed shall be $45,000.00.

Paul Powers: The City recently completed a Master Sewer Plan for the northern area of the City. One of the proposed improvements was to extend the existing St. Joe Interceptor to serve the area highlighted in green on the map (map is shown). The approximate study area serves the boundaries of Coldwater Road, Hirsch Road, north Tonkle Road and Union Chapel. This agreement with DA Brown allows us to do some preliminary design, routing to help define the needed sewer improvements. Once the study is completed we will be able to generate some design projects that we need to have put into construction within the next five years.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for *On-Call Field Survey and Drafting Services*. Compensation for services shall be a not-to-exceed amount of $30,000.00.

Dave Ross: If it is alright with the Board I would like to take Item #30 along with Item #16 as both concern the same subject.
Gina Kostoff: Okay. Let me read Item 30 into the record.

Dave Ross: Both Professional Service Agreements are for on-call services for field surveying and drafting. They are on an as needed basis for the transportation engineering section. Both consultants are local, so they will be easily accessible and their rates are reasonable. I would like to have this as a blanket agreement for their services.

Ryan Chasey moved approval of Professional Service Agreement with DLZ Indiana and Professional Service Agreement with Bonar Group. Motions carried.

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17. Approval of Professional Services Agreement between the City of Fort Wayne and Rita Ann Gabriel & Associates, Inc. for the *Right-of-Way Appraising Services* for the Time Corners Traffic Improvements. Compensation for services performed shall be $5,850.00.

Gina Kostoff: Dave, would you like me to take the next item, Item #18 with this item?
Dave Ross: Yes.

Dave Ross: These projects are referenced on the location map (map is shown) in the Times Corner area. We have substantially completed the engineering and have gone into the right-of-way acquisition phase. Rita Gabriel has completed the problem analysis and has identified the type of appraisals necessary for the property we wish to acquire. Because some of the sections are called "market estimates that are minor appraisal", Rita Gabriel can do for this project by State statute. However, Lowell Griffin has been assigned the more difficult appraisals the "value finding the short forms" appraisals. Both of them will be doing the appraisals simultaneously. Both have worked for the City of Fort Wayne and are approved through the State Highway Department since this project is using federal aid fund assistance. We recommend approval of both Professional Service Agreements.

18. Approval of Professional Services Agreement between the City of Fort Wayne and Griffin Real Estate Services, Inc. for *Right-of-Way Appraising Services* for the Time Corners Traffic Improvements. Compensation for services performed shall be $19,750.00.

John Suarez moved approval of Items #17 and #18. Motion carried.

19. Approval of Professional Services Agreement between the City of Fort Wayne and EMA, Inc. for the *Workflow Analysis Contract*. Compensation for services shall be a not-to-exceed amount of $40,000.00.

Karen Morris: As you know the City is getting ready to convert our archaic infrastructure management system from our current system to Hansen. In preparation for this, the City is asking EMA, Inc. to assist us in analyzing some of our most costly processes. This will help our software migration go much more smoothly and educate us on the capabilities of the new software.

EMA and this contract will provide for services by educating our current staff on the industry's best practices for maintenance and asset management workflows. They will help to identify as-is transactions and related cross-functional workflows for water maintenance and data control. They will help to develop to be cross-functional workflows for water maintenance and data control based on industry best practices and Hansen technology capabilities. Lastly, they will deliver the resulting suggestive workflows to the Hansen implementation team and provide assistance in interpreting those.

Ryan Chasey moved approval. Motion carried.

20. Approval of Voluntary Remediation Agreement between the City of Fort Wayne and IDEM (Indiana Department of Environmental Management) for the purpose of spur removal at the Three Rivers Filtration Plant in the amount of $18,900.00.

Matt Wirtz: The work at the Filtration Plant started last November with the Board approving SES Environmental as our consultant. We amended their agreement in early February. So far they have performed field investigations and put together our site investigation report and submitted that to IDEM (Indiana Department of Environmental Management) in late February. We have been working with IDEM to formalize our work plan in this area to clean up the area and obtaining ultimate confirmation that we have done everything to their standards. As part of IDEM's oversight we have this Agreement, which confirms our plans but; also provides for

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reimbursement for their oversight in this work. One note to this item, the sum should read $18,800.00 and not, $18,900.00.

John Suarez moved approval for Item #20 and the clarification of the sum of Item #20. Motion carried.

21. Approval of Sanitary Sewer Contract #2004-S-16, *Watersong Section III – Phase 2* between the City of Fort Wayne and Southwest Development at Union Chapel, LLC to construct a local sanitary sewer system to serve Watersong Section III – Phase 2. The project is privately funded, located outside the City and is in a green zone.

Nancy Townsend: Watersong is located on the north side of town at the northeast corner of Union Chapel Road and Coldwater Road. This is a 10-acre single-family residential development and just one of the phases of the Watersong neighborhood. It contains 24 lots and includes the extension of about 1,800 lineal feet of 8-inch sewer.

Ryan Chasey moved approval. Motion carried.

22. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7031-05, *Clara Avenue* increasing the original contract price by $1,008.32. Including this Change Order the new contract price will be $45,435.32.

Mario Trevino: Clara Avenue is located in the 3rd District. You may recall Clara Avenue was a property owner share project where we were constructing curbface walk, curbs, standard walk and drives. On this final Change Order we used less quantity for residential drives and curbface walk, but used more quantity on bed coarse material, standard walk and type three curb. The result was an increase for $1,008.32.

John Suarez moved approval. Motion carried.

23. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Contract #2005-S-03, *Forest at Foxwood Section I and Offsite* as an integral part of the City's sanitary sewer system.

Ryan Chasey moved approval. Motion carried.

24. Approval of recommendation from Engineering Support Services to accept the work performed by Kurtz Excavating for Contract #2005-S-8, *Forest of Foxwood Section II* as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

25. Approval of Utility Easement Agreement between the City of Fort Wayne and Verizon North Incorporated for the *Winchester Road Utility Easement* in the amount of $10.00.

Dan Brenner: Verizon has prepared this Agreement which will allow them to install a cross connect box and service the existing fiber optic cables they are putting in this area. The box will be placed between a parking lot and Winchester Road, near the Foster Park soccer fields and ball diamonds. We are asking the Board to approve this request.

Ryan Chasey: Are we selling this to them or just letting them use it?
Dan Brenner: It is a perpetual easement, which grants them to first install the box and then service it in the future.

Ryan Chasey moved approval. Motion carried.

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26. Approval of Release of Escrow for the 2005 Passenger Vehicle Lease Financing in the amount of $52,059.10 from JP Morgan Trust Company.

John Suarez moved approval. Motion carried.

27. Approval of Assessment Roll for Resolution #7031-05, *Clara Avenue* in the amount of $45,635.32. The final public hearing has been scheduled for June 29th, 2005.

Ryan Chasey moved approval. Motion carried.

28. Approval of Barrett Law Claims in the amount of $6,658.23 for the week of June 15, 2005.

John Suarez moved approval. Motion carried.

29. Approval of General Accounting Claims in the amount of $20,282,567.48 for the week of June 15, 2005.

Ryan Chasey moved approval. Motion carried.

30. Old Business:

Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for *On-Call Field Survey & Drafting Services*. Compensation for services shall be a not-to-exceed amount of $30,000.00.

Ryan Chasey moved approval of this Item #30 with Item #16 earlier on the Agenda. Motions carried.

31. New Business:

Meeting adjourned 9:27 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 15, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:28 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Nancy Townsend – Development Services. Ron Sheppard – Engineering Support Services.
Carl Wilson – Contract Compliance. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of June 8, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Stormwater Sewer Contract #2004-ST-15, *Juvenile Justice Center* between the City of Fort Wayne Stormwater Utility and Allen County to construct a local storm drainage system to serve the Juvenile Justice Center in the amount of $91,589.66.

   Nancy Townsend: The Juvenile Justice Center is located in the near northwest part of town on Wells Street. Obviously extensive improvements and expansion has been undertaken there at the Center by the Allen County Commissioners. Extensive stormwater drainage improvements both private and public system have been undertaken. The County is willing to do some significant oversizing work at our request for some piping. The detention ponds at the facility have been oversized to help alleviate the flooding of the Spy Run Ditch. We are requesting approval of City funds for oversizing in the amount of $68,745.00 and again, this represents just a portion of the overall stormwater related improvements at that facility.

   Gina Kostoff: So, we believe that oversizing will really help the whole Spy Run watershed area, correct?
   Nancy Townsend: It will benefit, particularly the downstream area the Eastbrook-Westbrook area and some of the other areas.
   Gina Kostoff: That is a great partnership.
   Nancy Townsend: Yes and they were happy to work with us.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

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Meeting adjourned 9:31 a.m.

Absent
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
JUNE 22, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Hicks, Nathan Baggett, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Michelle Nelson – Public Works Administration. Mike Fruchey – Street Project Management. Jon Perlich – Public Information Officer.

1. Approval of Board of Public Works Minutes for the week of June 15, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1727-2005, *General CIPP 2005 Package #2.*

BIDDER	BID AMOUNT
American Water Services	1,009,954.00
Insituform Technologies	**784,661.40**
Miller Pipeline Services	1,099,257.00
Reynolds Inliner	1,037,912.00
Engineer's Estimate	$1,028,819.75

3. RECEIVE BIDS: Improvement Resolution #7053-05, *Miscellaneous Construction Package 2005.*

BIDDER	BID AMOUNT
Newell Construction	**63,914.00**
Engineer's Estimate	$64,821.12

4. Improvement Resolution #7043-05, *Public Sidewalk Curb Ramp Package A-2005.*

   Mario Trevino: This particular curb ramp package will concentrate in constructing curb ramps in the 1st, 2nd and 3rd Districts. The scope of work will consist of constructing adjacent curb and walks as needed. The bid opening is set for July 13th and the completion date is set for September 30th.

   Ryan Chasey moved approval. Motion carried.

5. Improvement Resolution #7054-05, *Stardale Drive.*

   Mario Trevino: This project is located in the 6th District. It has been identified as pavement in very poor condition. The project begins at Radcliffe Drive and travels to a point 250 feet west of Waycross Drive. The scope of work includes reconstructing the concrete roadway and curbs, subsurface drainage, commercial drive approaches, affected walk and ramp restoration. The bid opening is set for July 13th. The completion date is set for October 28th.

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John Suarez moved approval. Motion carried.

6. Improvement Resolution #7056-05, *Concrete Street Repairs – 2005.*

Mario Trevino: This is a project that will remedy deteriorated localized type concrete distress Citywide. It will involve reconstructing concrete street pavement and concrete alley approaches. The bid opening is set for July 13th. The completion date is set for November 1st.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution #7057-05, *Beechwood Circle.*

Mario Trevino: This project is located in the 5th District. The limits of the project start at Beechwood Circle to Meyer Avenue (west side only) by reconstructing curbs, drive approaches and sidewalk. This is a Barrett Law project whereby the property owners will share in 60% of the cost of the curbs, drives and walks. The remaining 40% will be funded by the 5th District CEDIT dollars. If the project is not remonstrated, it will be completed by July 23rd.

John Suarez moved approval. Motion carried.

8. Improvement Resolution #7058-05, *Chancellor Drive.*

Mario Trevino: This is a project in the 2nd District. The limits of the project start at Dalewood Drive to Trier Road. The scope of work consists of asphalt pavement, curbs, drive approaches, storm drainage and mulch seed restoration. This is a Barrett Law project where 60% of the cost will be the property owners share and the remaining 40% will be funded through CEDIT dollars. If the project is not remonstrated, it will be completed by November 1st.

Ryan Chasey moved approval. Motion carried.

9. AWARD: Resolution #1777-2005, *Small Diameter Sewer Inspection and Cleaning Service* to Reynolds Inliner in the amount of $121,420.40. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

10. AWARDS from Transportation Engineering Services:

#7038-05, *Bunt Drive* to Primco, Inc.
#7044-05, *Suburban Heights/Mt. Vernon Park Addition Concrete Repairs* to Robbco, Inc.
#7050-05, *Jefferson/Washington/Maumee* to Bunn Excavation, Inc.
#7052-05, *Miscellaneous Construction Package 4, 5, & 6 – 2005* to Hipskind Concrete.

Contract Compliance concurs with all these awards.

Gina Kostoff: I move to hold Resolution #7050-05, Jefferson/Washington/Maumee to Bunn Excavation, Inc.

Ryan Chasey moved approval of Item #10 with the exception of #7050-05. Motion carried.

11. Approval of Construction Contract #7042-05, *Resurfacing Package 2-2005* between the City of Fort Wayne and All Star Construction in the amount of $1,222,202.00. Prior Approval has been requested.

John Suarez moved approval. Motion carried.

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12. Approval of Construction Contract #7045-05, *Miscellaneous Construction Package 4B-2005* between the City of Fort Wayne and Key Concrete in the amount of $139,029.00. Prior Approval has been requested.

Ryan Chasey moved approval. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne and Design Collaborative for the Three Rivers Filtration Plant *East Pump Room and Filter Gallery Lighting Improvement*. Compensation for services shall be a not-to-exceed amount of $13,220.00.

Mark Gensic: In our 1933 part of the Water Filtration Plant East Pump Room and Filter Gallery we have some old incandescent 1000-watt lighting that is old and inefficient. We are going to design a replacement for them. They will be replaced with 400-watt middle high light fixtures. The challenge is to keep the architecture of the original building. Our own staff is extremely busy with the Motor Control Center's power testing in our Emergency Generator Building, so we are going to hire a design firm that has the architectural background to put together a cost estimate and design according to the IES standards for this project. We have $40,000 in this year's budget, so we are going to spend some money on engineering here. We plan to use the City's electrician staff as much as possible on this project.

John Suarez moved approval. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

#2004-S-16, Watersong Section III, Phase II
#2004-S-29, Southwest Seniors Community

Ryan Chasey moved approval. Motion carried.

15. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7030-05, *North Highlands – Nebraska Neighborhood Improvements* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

16. Approval of Supplemental Agreement between the City of Fort Wayne and Indiana Michigan Power for *Franke Park Drive & Wells Street Intersection Utility Relocation Reimbursement* in the amount of $6,251.00.

Dave Ross: A couple of weeks ago the Board approved a Relocation Reimbursement Agreement for I&M. After the Agreement was approved they came to us and apologized for missing one pole that is necessary to span that intersection since we are putting in signals. They needed a second high pole to move the wires above the signal improvements. They requested a revision to the original Reimbursement Agreement to include these materials.

Ryan Chasey moved approval. Motion carried.

17. Approval of Supplemental Agreement between the City of Fort Wayne and Barrett & McNagny LLP for the *Time Corner Traffic Improvements Right-of-Way Acquisition Services* in the amount of $7,500.00.

Dave Ross: As you know, we have started our right-of-way acquisition phase and since we are working with a couple of large corporations in this area, the Time Corners Shopping Center and the Pizza Hut, are agent has requested that they do have legal representation in case something does come up requiring more than our local knowledge. We have requested this as

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a blanket on-call as needed basis for the legal representation. We do not foresee any problems at this time, but we just wanted to have something in case something does come up.

Gina Kostoff: Dave, is this a not-to-exceed amount of $7,500.00? If you go over that amount will you come back for an amended agreement?
Dave Ross: Yes.

John Suarez moved approval. Motion carried.

18. Approval of Supplemental Agreement No. 1 between the City of Fort Wayne and Rita Ann Gabriel & Associates, Inc. for the *Time Corner Traffic Improvements Right-of-Way Services* in the amount of $8,887.50.

Dave Ross: Back in May the Board approved an agreement with Rita Ann Gabriel to perform appraisal problem analysis and also, the review appraisals that are required on this project since we use federal funds. In that proposal Rita Ann Gabriel proposed to have a compensation of 45% of the appraisal value. Last week the Board approved the appraisals to Lowell Griffin so the fees were established. Now, this is a supplemental to set the compensation at 45% of the fees approved for Lowell's appraisal.

Ryan Chasey moved approval. Motion carried.

19. Approval of Amendment to Special Street Permit dated July 23, 2003 for Sutters Cove Section I to include Mabry Cove between the City of Fort Wayne and Paragon Land Development Corp., LLC.

Mike Fruchey: The Board accepted the Special Street Permit and Acceptance for Sutters Cove Section I however, Mabry Cove was left out of the permit. The streets have been constructed and inspected to City standards. In order to rectify this error, I met with our Legal Department and they established this Amendment.

John Suarez moved approval. Motion carried.

20. Approval of Amended Resolution #91-124-18 establishing the cost-sharing policies for neighborhood capital improvement projects and establishing how petitions for such projects are processed by the Fort Wayne Board of Public Works and/or Board of Stormwater Management. (Correction of scribner's error under Item E – Remonstrance).

Gina Kostoff: As we were reviewing this Resolution we discovered we had some incorrect Indiana Code citations, so this is basically a housekeeping item to clean up the Resolution.

Ryan Chasey moved approval of Amended Resolution #91-124-18. Motion carried.

21. Approval of General Accounting Claims in the amount of $4,453,958.69 for the week of June 22, 2005.

John Suarez moved approval. Motion carried.

22. Old Business:

23. New Business:

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Meeting adjourned 9:18 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST:_____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 22, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:20 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Nancy Townsend – Development Services. Ron Sheppard – Engineering Support Services.

1. Approval of Board of Stormwater Management Minutes for the week of June 15, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2005-ST-04, *Landin Parke, Section II, Phase I* between the City of Fort Wayne and Colonial Development, Inc. to construct a local storm drainage system to serve Landin Park, Section II, Phase I in the amount of $87,275.54.

   Nancy Townsend: Landin Parke is located on the east side of town. It is north of Lake Avenue, near Landin Road. The project includes the installation of 8,760 lineal feet of storm sewer ranging in size from 12-inch to 24-inches in diameter. The estimated project value is $80,740.00 and is entirely privately funded.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:22 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JUNE 29, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Mike Thornson, Andrew Schipper, Matthew Wirtz, Paul Powers, Justin Brugger - Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Lisa Ramos – Development Services. Mary Jane Slaton – Water Resources. Al Lichtsinn – Street Lighting Department. Kristine Degabriele, Paul Keaton – Law Department. Michelle Nelson – Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of June 22, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1688-05, *Plaza Drive – Pettit to Paulding Stormwater System Improvements*.

BIDDER	BID AMOUNT
All Star Construction	377,147.00
Bercot, Inc.	394,798.00
Crosby Excavating	**364,264.55**
Land Construction	395,696.45
Scheidleman Excavating	441,535.84
Engineer's Estimate	$432,296.00

3. RECEIVE BIDS: Improvement Resolution #1689-05, *Graham Drive – Wayside Drive Stormwater System Improvements*.

BIDDER	BID AMOUNT
Bercot, Inc.	248,649.00
Crosby Excavating	236,799.80
Land Construction	**195,823.00**
Scheidleman Excavating	262,049.65
Engineer's Estimate	$259,185.00

4. RECEIVE BIDS: Improvement Resolution #1734-05, *Sluice Gate East of Pemberton and Tilden*.

BIDDER	TOTAL BASE BID	TOTAL ALTERNATE "A" BASE BID
Maddox Industrial	**64,800.00**	**65,000.00**
Mason Engineering	70,750.00	72,750.00
Primco, Inc.	87,230.23	88,230.23
RE Crosby	67,900.00	68,000.00
Engineer's Estimate	$95,000.00	$100,000.00

5. RECEIVE BIDS: Improvement Resolution #7046-05, *Franke Park Drive and Wells Street Intersection.*

BIDDER	BID AMOUNT
Brooks Construction	248,964.70
Bunn Inc.	268,228.20
E&B Paving	288,825.00
Wayne Asphalt	**241,394.30**
Engineer's Estimate	$272,216.50

6. Improvement Resolution #7059-05, *Lake Avenue.*

Mario Trevino: This project is located in the 1st District. The limits of the project begin approximately 600 feet west of Inwood Drive to Reed Road on the east. The scope of work involves some widening near the Inwood and Pine Valley Drive area, constructing concrete curbs, milling and resurfacing, storm drainage and restoration. The bid opening is set for July 20th. The completion date is scheduled for October 15th.

Ryan Chasey: How does this match up with the other project that is going on at Lake right now in terms of the timing of it?
Mario Trevino: It's likely that the Lake Avenue...first of all let me mention that the current Lake Avenue project going on is west of Coliseum Boulevard in this area here (points to the map) and Lake Avenue which is an asphalt milling resurfacing project going on east of Coliseum Boulevard. There maybe some overlap, but there's a good chance that the project we have going on by in large would be completed or substantially complete before we begin.

Gina Kostoff: We will minimize any traffic congestion in that area as much as we can.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #1727-05, *General CIPP 2005, Package 2* to Insituform Technologies in the amount of $784,661.40. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

8. AWARD: Resolution #7053-05, *Miscellaneous Construction Package 2005* to Newell Construction in the amount of $63,914.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

9. Approval of Construction Contract #7044-05, *Suburban Heights / Mt Vernon Park Addition Concrete Repairs* between the City of Fort Wayne and Robbco, Inc. in the amount of $141,368.00. Prior approval has been requested.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7052-05, *Miscellaneous Construction Package 4, 5 and 6 – 2005* between the City of Fort Wayne and Hipskind Concrete in the amount of $153,205.70. Prior approval has been requested.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #7038-05, *Bunt Drive* between the City of Fort Wayne and Primco, Inc. in the amount of $168,276.84. Prior approval has been requested.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #1726-05, *General CIPP 2005, Package 1* between the City of Fort Wayne and Reynolds Inliner in the amount of $768,845.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract #87-43-15 (13), *Medium Diameter Sewer Cleaning & Televising* between the City of Fort Wayne and Drier & Maller, Inc. in the amount of $318,940.50.

John Suarez moved approval. Motion carried.

14. Approval of Professional Service Agreement between the City of Fort Wayne and AY Consulting for the *Coagulation Modeling* for the Three Rivers Filtration Plant in the amount of $9,000.00.

Matthew Wirtz: This agreement is with AY Consulting to help us with the coagulation modeling at the Filtration Plant. Water treatment is a science as well as judgment of our operators. That judgment comes from experience by analyzing the past five years of water quality data coming in from the St. Joe River, which is constantly changing. We hope to develop a model that will help the operator decide what rates to apply ferric sulfate, which is our coagulant and helps settle out the "bad stuff" in the water. This model has been proven to work in several communities where AY Consulting has worked. We are interested in seeing if we can apply it here as well as expand it into other things.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Service Agreement between the City of Fort Wayne and US Infrastructure-Indiana, Inc. for engineering design services for *Anthony Boulevard: Fairfax Avenue to Capitol Avenue*. Compensation for services performed shall be a not-to-exceed amount of $55,500.00.

Dave Ross: This agreement is actually to prepare for construction in 2006-2007. It is a crack and seat type project where we are going to improve existing concrete pavement that is in poor condition. The proposal is to remove the curbs and crack the existing concrete pavement and overlay with asphalt, reconstruct the curbs, drive approaches and sidewalks in the area. US Infrastructure is a local consultant that has finished a number of projects for us already. They do have their designer, Jeff Weaver that has completed a project just south of this area, along Anthony Boulevard from Paulding to Fairfax. This is kind of a continuation to the north of a similar project. We do have John Passey, Senior Vice President from US Infrastructure here today for any technical questions the Board would like to ask.

John Suarez moved approval. Motion carried.

16. Approval of Professional Service Agreement between the City of Fort Wayne and Crossroad Engineers, PC for engineering design services for *Jefferson Boulevard: Illinois Road to Railroad Viaduct*. Compensation for services performed shall be a not-to-exceed amount of $58,000.00.

Dave Ross: This project is an extension or addition of a westbound traffic lane, starting from the railroad viaduct heading toward where Jefferson and Illinois split. It will be passing through some park property to the north. We have already talked with the Park Commissioners about this and they think the project is a very good idea. It will help the traffic move more efficiently for the p.m. peak out of the City and also, to help out with the lane configuration. We also have a little bit of a complication because we have been informed the industrial site just to the north of Wildwood is looking at doing some improvements in that area, so the consultant will

probably have to coordinate the widening of Jefferson with the activities taking place at this northern site.

Gina Kostoff: What kind of timing are we looking at, Dave, in terms of construction for our project and then the industrial site?
Dave Ross: We don't know exactly and that might be the complication involved in this. We do plan to construct our roadway widening project in 2007. We do not have a time base yet or even if they are going to be active on that industrial park, but there have been preliminary discussions.

Ryan Chasey moved approval. Motion carried.

17. Approval of Settlement Agreement between the City of Fort Wayne and Calen S. and Maureen T. Stetser establishing the terms and conditions under which 22 properties will connect to and be assessed a reimbursement under Sewer Contract #2004-S-05, *Korte Does It All, Inc.*

Gina Kostoff: Would you like me to read Items #17 and #18 together?

Mary Jane Slaton: Thank you for taking these two items together because they are intimately linked and have taken us awhile to finalize. This is kind of an exciting presentation this morning for several of us who have worked on this for a long time.

I need to give you a little background on this project, so bear with me. A couple of years ago a number of property owners along Stellhorn and Schwartz Road and the owners of Korte Does It All approached the Allen County Regional Water and Sewer District about putting in a sewer extension in to serve their properties in this area (points to the map).

We started talking with the Sewer District and property owners about the possibility of doing a sanitary sewer extension and how the District might assist the property owners in financing that extension. The property owners decided that since the majority of them were going to be annexed into the City, effective at the beginning of this year, that they would prefer to wait and use the City's petition process and Barrett Law process that would involve a cost cap for each of the property owners. So two years ago they decided not to pursue an extension through the Allen County Regional Water and Sewer District.

In the meantime, after the property owners decided not to proceed, Jerry and Judith Korte were in the process of expanding their business, which is located just east of the intersection of Stellhorn and Schwartz Roads. They were going to build an addition to their building, but could not get an ILP because they did not have access to a sanitary sewer. The Kortes decided to go through our developer contract process and to front the money for the sewer extension on their own. This would have meant that all the properties that they would go past along Stellhorn Road would owe the Kortes a reimbursement for that sewer project. The property owners wanted to be sure that they could still have the benefit of the petition process, the cost cap and the Barrett Law process.

We have worked with an attorney representing all of the properties to come to an agreement whereby they would allow the Kortes to go ahead and do the sewer extension. We have agreed with the property owners to give them the benefits of a financing mechanism similar to Barrett Law and to provide them with a cost cap for the portion of the money that they will owe to the Kortes. City Utilities is going to provide some reimbursement to the Kortes. Through the Settlement Agreement that is before you this morning, we are providing the financing mechanism and cost cap for the affected properties, about 22 of them.
They will get the benefit of having septic relief by having a public sanitary sewer and we get to provide for the expansion of a local business. The Settlement Agreement provides for the financing mechanism for the property owners and then Item #18 on your Agenda is the Developer Contract between the City and the Kortes, whereby they will get reimbursement for

the sewer they extended to their business. I will be happy to address any questions or comments you may have.

John Suarez: Does this settle any lawsuits they had?
Mary Jane Slaton: Yes, well it was a threatened lawsuit. The property owners had threatened to sue us over the Developer Contract process and in order to avoid a lawsuit we worked out the Settlement Agreement with them.

18. Approval of Sanitary Sewer Contract #2004-S-05, *10920 Stellhorn Road, Korte Does It All, Inc.* between the City of Fort Wayne and Judith A. Korte to construct a local sanitary sewer system to serve 10920 Stellhorn, Korte Does It All, Inc. The project is privately funded, located partially inside and outside the City and is in a green zone.

John Suarez moved approval of Items #17 and #18. Motion carried.

Gina Kostoff: Congratulations for all the hard work and on coming to a real fruitful resolution to this.
Mary Jane Slaton: Thank you. We think it is a win for everybody. Just to take one more minute...I wanted to acknowledge a lot of the City Staff and Departments that have worked so hard for the past couple of years, specifically; Nancy Townsend and Lisa Ramos. Lisa worked very closely with the developer to come up with the financing mechanism on this and talked with a lot of the property owners. City Utility's Accounting is going to help us make all the financing work, our Legal Staff, New Water and Sewer Permits and particularly too, Judith and Jerry Korte for being so patient while we negotiated this settlement.

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19. Approval of Sanitary Sewer Contract #2005-S-13, *Fiddler's Creek Section II* between the City of Fort Wayne and SBB Development Corp. to construct a local sanitary sewer system to serve Fiddler's Creek Section II. The project is located outside the City and is in a green zone. The funding source is private and utility capital.

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Lisa Ramos: The project is just east of Wheelock Road and south of Douglas Road. This involves about 34-acres. We have 1000 feet of 8-inch pipe and 560 feet of 15-inch pipe. It includes 87 single-family residential lots. It contains oversizing pipe to serve future offsite properties. The oversizing amount for the City is $15,187.34 and Development Services does recommend approval.

Ryan Chasey moved approval. Motion carried.

20. Approval of Sanitary Sewer Contract #2005-S-14, *3510 E. Dupont Road – Culvers Restaurant* between the City of Fort Wayne and Gulf Coast Development Corporation to construct a local sanitary sewer to serve 3510 E. Dupont Road, Culvers Restaurant. The project is privately funded, located inside the City and is in a green zone.

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Lisa Ramos: This project is just south of Dupont Road and east of I-69. It includes about 1.2 acres and has 235 feet of 8-inch pipe. It has one commercial lot for a restaurant, which contains approximately 117 seats.

John Suarez moved approval. Motion carried.

21. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7034-05, *Kern Valley Meadows / Walden Neighborhood* increasing the original contract price by $5,390.70. Including this Change Order the new contract price will be $150,350.70.

Mario Trevino: This project is located in the 1st District. The bulk of this final change order can be attributed to additional concrete pavement that was removed and replaced which also

affected the aggregate quantity. We went a little further back on some of the drive approaches to achieve a positive drainage and we also added additional walk next to a ramp to meet a required grade.

Ryan Chasey moved approval. Motion carried.

22. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7036-05, *Miscellaneous Construction Package 1A-05* increasing the original contract price by $381.40. Including this Change Order the new contract price will be $249,221.40.

Mario Trevino: This project is in the 1st District. We used more quantity in pavement removal and replacement again, increasing the aggregate quantity. Where there was less concrete removal in terms of the walk and ramp quantities we created a new item concrete curb to the back of the sidewalk to hold back some of the private lawns. We saved curb backfill quantity by doing that and used only half of the topsoil anticipated.

John Suarez moved approval. Motion carried.

23. Approval of Change Order #1 & Final between the City of Fort Wayne and Robbco, Inc. for Contract #05-01, *Restoration of Water Utility Cuts* increasing the original contract price by $13,169.49. Including this Change Order the new contract price will be $265,332.23.

Ron Sheppard: This contract with Robbco deals with the winter backlog that we restore every spring. We had some additional asphalt and concrete cuts that this $13,000 represents and we are just closing this contract out. We have the ongoing contracts with Robbco for the concrete and the Street Department is doing our asphalt and dirt cuts at this time.

Ryan Chasey moved approval. Motion carried.

24. Approval of Change Order #1 & Final between the City of Fort Wayne and Insituform Technologies for Contract #1665-04, *2004 General CIPP Package #2* increasing the original contract price by $740.05. Including this Change Order the new contract price will be $587,715.45.

Ron Sheppard: These quantities represent increases and decreases in the final quantities for this particular project. We did add about a 321-foot section of 12-inch on this line that was unidentified after we originally bid this and needed to be done right away. We feel this cost is reasonable for this Change Order.

John Suarez moved approval. Motion carried.

25. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as an integral part of the City's transportation system:

#7034-05, Kern Valley Meadows / Walden Neighborhood to Hipskind Concrete
#7036-05, Miscellaneous Construction Package 1A-05 to Key Concrete

Ryan Chasey moved approval of Agenda Item #25. Motion carried.

26. Approval of Supplemental Agreement #1 between the City of Fort Wayne and Rita Ann Gabriel & Associates, Inc. for the right-of-way services for *Lahmeyer Road & St. Joseph Center Road Intersection* in the amount of $11,200.00.

Dave Ross: This is a signalized intersection project. We have completed the engineering and we started with the right-of-way acquisition phase. Originally, we thought we could do six properties as temporary right-of-way to do the grading, but we did find out that the side

ditches do extend into the property, therefore; we feel they should be acquired as permit public right-of-way. Rita has completed two of the projects originally that was the first agreement and we are in the process of acquiring those properties. These appraisals will complete the right-of-way appraisals we need to complete this project. Hopefully, we will be able to bid it this year and get it under construction.

John Suarez moved approval. Motion carried.

27. Approval of Supplemental Agreement #2 between the City of Fort Wayne and Barrett & McNagny, LLP for the *Ardmore Avenue Extension* right-of-way legal services in the amount of $31,000.00.

Dave Ross: This project has the engineering complete. We acquired all the right-of-way and we are scheduled for a September letting through the Indiana Department of Transportation (INDOT). One of the property owners we acquired property from we had to go to condemnation, now they have made an appeal to go for a jury settlement. This is a Supplemental Agreement with our Legal Department consultant to prepare for the trial situation. Plus, one other property we settled with the property owners that were listed in the last deed of record and now there has been a third party that claims interest in that property, so we may have to work out some details with that. This is strictly to set aside fees for possible litigation we might have to be involved in.

Ryan Chasey moved approval. Motion carried.

28. Approval of Grant Agreement between the City of Fort Wayne and Headwaters Park Alliance, Inc. in which the City agrees to allocate $50,000.00 from At-large CEDIT funds to install interior lighting for the pavilion cover on the east terrace of Headwaters Park.

John Suarez moved approval. Motion carried.

29. Approval of Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT) for the *Installation of City Consolidated Attraction Signage* on various State roads in and near the City of Fort Wayne.

Tom Cain: As part of the Downtown Blueprint activities, it was determined that a visitor directory sign system was highly desired by the community for the downtown area to help visitors find their way around various attractions. With that direction the Community Development Division has been developing a new sign system for the downtown area. As part of developing that system, we have signs on several state routes in particular, Lafayette and Clinton Streets, which require state department of transportation approval. We also learned that the agreement the City had with the State needed to be updated to accommodate new locations and new information. We have been working carefully with the State and with the staff here in the Transportation Services Department to develop a new agreement, which is being presented to the Board this morning for approval (an example is shown to Board members). This Agreement not only covers signs in the downtown area, but existing signs in the outlying areas as well as an update of an earlier Agreement.

Ryan Chasey: What is the timeframe for these signs?
Tom Cain: The downtown signs are under contract and we have just sent a set of shop drawings for the final engineering on the structures. We are expecting within the next 35-45 days they will be constructed and in place.

Ryan Chasey moved approval. Motion carried.

30. Approval of Release of Escrow for the 2005 Passenger Vehicle Lease Financing in the amount of $2,810.00 from JP Morgan Trust Company.

John Suarez moved approval. Motion carried.

31. Approval of Release of Escrow for the 2005 Fort Wayne Municipal Building Corp – Fire Stations #18 and #19 in the amounts of $185,384.77 and $170,384.00 from Wells Fargo Corporate Trust Services.

Ryan Chasey moved approval. Motion carried.

32. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $65,078.66.

John Suarez moved approval. Motion carried.

33. Approval of Barrett Law Claims in the amount of $4,665.07 for the week of June 29, 2005.

Ryan Chasey moved approval. Motion carried.

34. Approval of General Accounting Claims in the amount of $6,017,718.35 for the week of June 29, 2005.

John Suarez moved approval. Motion carried.

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35. Old Business:

AWARD: Resolution #7050-05, Jefferson / Washington / Maumee to Bunn Excavation, Inc. in the amount of $634,361.50.

Ryan Chasey: Did we work out the reasons why we held this item?
Gina Kostoff: I believe so. One of the larger issues was a timing concern given all the downtown construction we have going on between the State, County and the City. I think all those issues have been resolved.

Ryan Chasey moved approval. Motion carried.

Gina Kostoff: Are there any other old or new items to be brought before the Board this morning?

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36. New Business:

Meeting adjourned 9:40 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JUNE 29, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:42 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Justin Brugger – Planning and Design Services. Mary Jane Slaton – Water Resources. Kristine Degabriele, Paul Keaton – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of June 22, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Improvement Resolution #92-6-29-05-1, *IIT-Hanover Stormwater Drainage Improvements.*

   Justin Brugger: You may recall on September 22nd of 2004 this Board approved the IIT Hanover Storm Drainage improvement project. It called for the construction of approximately 1300 lineal feet of 12-inch to 36-inch storm sewer extending from Washington Boulevard southward going across the railroad and discharging into the Maumee River. This is an acquisition of one perpetual drainage easement and one pertinent access easement. Since that time we have been negotiating with the property owner and have received two appraisals for these easements for which the average of the two come to a total of $11,955.00.

   The Resolution before you identifies these easement interests to reaffirm that this project is necessary for the protection of the public health and welfare of the inhabitants of the stormwater district and the safeguarding of property within the district. It also reaffirms the project as a public utility benefit and declares it necessary to condemn and appropriate the easement interests in real property and in order to complete the project it appropriates these interests for the amount of the two appraisals.

   We are still in the process of negotiating with this property owner and I am optimistic that we will come to an agreement, but in the interest of time I would like to get this process going for condemnation.

   Mark Gensic: I would like to add a couple of comments. This is a project that we have been working on for almost three years now. It is a storm sewer line that has been very supportive of the revival of that neighborhood to the north from Anthony Boulevard, the Indiana Institute of Technology area, and the entire neighborhood. It opens up the opportunity for separation of sewers, which is part of our long-term combined sewer overflow program. We built half of that sewer and we need to build the other half and finish it off. The interesting thing is that we cross the railroad tracks and are now on the other side of the tracks and it is our only access at the Maumee River. This has a lot of benefits including economic work going on at Indiana Tech and the neighborhood revival and we are so close to finishing the project.

   Greg Meszaros: Just a couple of questions. The dark blue line on the map (map is shown) is that the easement for the actual pipe system?

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Justin Brugger: The dark blue line is the actual pipe system. Where the yellow line is, adjacent to the dark blue line, is the easement that we need from the property owner.
Greg Meszaros: Can you point out on the map the location of the lines because it is hard to see from where I am sitting.
Justin Brugger: Right here (points to the areas in questions).

Greg Meszaros: So we would access for maintenance purposes along that route to the north correct?
Justin Brugger: Yes.
Greg Meszaros: Is all that land owned by the same property owner?
Justin Brugger: Yes.
Greg Meszaros: So we are in negotiations with one property owner?
Justin Brugger: Yes.

Greg Meszaros: Do you feel there is still an opportunity for settlement here?
Justin Brugger: Yes.
Greg Meszaros: Is the issue essentially money?
Justin Brugger: No. He has negotiations ongoing with other City departments and is waiting until he has settled with them before he signs this easement. He is interested in acquiring some property and Property Management owns and once he has that purchased he has agreed to sign off on this.
Greg Meszaros: So he is in negotiations for another property, other than this property, with another part of the City? Tell me again why we want to start the condemnation for this land?
Justin Brugger: Yes, he is in negotiations with another City department.
Should this fall through it will further delay this project and we would have to start this process later on and it would delay this project for later in the Fall.
Greg Meszaros: Do you feel if we go ahead with the condemnation it would in any way inhibit our ability to reach a settlement?
Justin Brugger: I have spoken with the property owner and have let him know that I would be taking this through condemnation in the interest of time, but should his negotiations fall through he is fully aware of that and accepts it and told me to go ahead.

Greg Meszaros: So, he still has remonstration rights and would follow the standard procedure for condemnation?
Justin Brugger: Yes, this Resolution schedules a hearing for July 20th at 10:00 a.m. at this location to hear remonstrances.
Greg Meszaros: Is there any sense of how close Property Management is to agreeing for the other property and hopes of a settlement?
Justin Brugger: They have spoken with all the City departments that may have an interest in this property and everyone is okay with it.
Greg Meszaros: Well, it is an important project and we have built the first phase. If I recall the first phase still goes to the Wayne Street Interceptor and then the second phase takes it off the Wayne Street Interceptor to the river. It is important for us to do in this neighborhood. I believe it is important to keep moving forward and that we should work toward a settlement as opposed to completing the condemnation. I would certainly be in support of the condemnation as motivation to continue this process for this important project.

Greg Meszaros: Are there any more questions for Justin?
Gina Kostoff: No. I have spoken with Justin and Dan Brenner on this issue and have encouraged them to try and arrive at a settlement as opposed to going through condemnation, but we can start the process and still move things forward because we do not need to delay this any further.
Greg Meszaros: John, how about you. Do you have any questions or concerns?
John Suarez: It sounds like they are still negotiating and he said he has already talked with the owners and they have agreed to go ahead with it.

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Greg Meszaros: I think as we move through here if we feel there is some more time needed we can extend some of the dates to give some flexibility to the process.
Gina Kostoff: Is the gentleman interested in that particular property okay with the community development obtaining about 30 feet?
Justin Brugger: Yes he is.

John Suarez moved approval of Resolution 92-6-29-05-1. Motion carried.

3. Approval of Memorandum of Agreement between the City of Fort Wayne, Allen County and the City of New Haven for the *Stormwater Best Management Practices Technical Advisory Committee*.

Mary Jane Slaton: We have been working closely with Allen County and the City of New Haven over the past year or so on the implementation of new requirements for stormwater quality. This is a result of some Clean Water Acts and new federal and state regulations. One of the things all three entities need to do is to develop some Best Management Practices that we can recommend to developers for ways they can improve the quality of the stormwater that comes off developed sites. In the past we have focused on managing stormwater quantity, but now we have new requirements for stormwater quality.

The three entities, the City of New Haven, Allen County and City of Fort Wayne have agreed that we would like to enter into a Memorandum of Agreement that would set up a Best Management Practices Technical Advisory Committee so that the three entities together could review and make recommendations for approval of ways that developers should manage the water quality coming off their developed sites. This would be advisory only. This committee would review Best Management Practices and make recommendations back to the technical staffs of each entity, but the recommendations would not be binding. This is just a way to again bring the three entities together and have similar requirements for all three. I would recommend approval. We have had a good working relationship and this is just a way to formalize it.

Greg Meszaros: I echo that. I think this follows up on some collaborative efforts already. We have been working closely and co-permitted with some of the universities on stormwater quality. We have a long history of jointly funding stormwater education specialists among these three agencies, so I think this continues to build on the collaborative effort. I work a lot with the development community and one of things they always say is consistency. They want standards to try to be consistent among different agencies. I think this is a good advisory approach to try and bring consistency to new regulations related to land development and other standards on stormwater quantity. I am certainly supportive of this.

Gina Kostoff moved approval. Motion carried.

4. Approval of recommendation from Engineering Support Services to accept the work performed by Kreager Brothers Excavating for Contract #2003-ST-14, *Grand Wayne Center* as an integral part of the City's stormwater system.

John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

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Meeting adjourned 9:22 a.m.

Absent
Greg Meszaros, Chairman

Regina A. Kostoff
Regina A. Kostoff, Member

John Suarez
John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
JULY 6, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez and Marilyn Huth. Ryan Chasey – Absent. Mark Gensic, Mike Thornson. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Nancy Townsend, Tom Pallone – Development Services. Mary Jane Slaton, Maria Gomez-Espino – Water Resources. Al Lichtsinn – Street Lighting Department. Kristine Degabriele – Law Department. Dan Brenner – Property Management. Ken Nicolet - Neighborhood Specialist, SW.

1. Approval of Board of Public Works Minutes for the week of June 29, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1654-04, *IIT-Hanover Street Storm Sewer Improvement.*

BIDDER	BID AMOUNT
All Star Construction	**$377,532.72**
Bercot, Inc.	$519,493.00
Crosby Excavating	$394,257.95
Fleming	$382,794.12
Land Construction	$413,665.00
Scheidleman Excavating	$432,772.44
Engineer's Estimate	$319,700.00

3. RECEIVE BIDS: Improvement Resolution #7041-05, *Miscellaneous Construction Package 3A-05.*

BIDDER	BID AMOUNT
Brooks Construction	**$287,382.48**
Hipskind Concrete	$303,937.95
Key Concrete	$295,210.00
Engineer's Estimate	$265,936.00

4. RECEIVE BIDS: Garbage Container Equipment Lease Financing.

   Gina Kostoff: We will read the bids for the Garbage Container Equipment Lease Financing. Those bids will be opened by the Controller's Office. Our first bidder is Bank One. Our second bidder is Bank of America.

5. Improvement Resolution #1742-05, *WPCP Thickening Building Process Control Upgrade.*

   Mark Gensic: This project is at the Water Pollution Control Plant and is for the sludge thickening process. That building has experienced a number of difficulties in terms of the management of the centrifuges. We have assembled a project to control the upgrades so that will include not only the electrical controls but also, the interface with the plant's staff via the

computer control system. We have studied this project and propose to move forward with the improvement project so that we can continue to efficiently manage sludge, dewater it and process it through the digesters.

John Suarez moved approval of Resolution #1742-05. Motion carried.

6. Approval of Resolution #92-7-6-05-1, Intent to sell real estate owned by the City for the following properties: Lot 5 of Begue Outlots, Lots 18-22 and space north J.H. Veseys 1st Addition.

Dan Brenner: Property Management is requesting approval of this Resolution declaring the Intent to Sell part of the Real Estate owned by the City of Fort Wayne located south and east of the Coombs Street Bridge. As the Resolution states the City has no intended use for the property and we believe it is in the best interests of the taxpayers to try and sell it and get it back on the tax roll.

John Suarez moved approval of Resolution #92-7-6-05-1. Motion carried.

7. AWARD: Resolution #7046-05, *Franke Park Drive & Wells Street Intersection* to Wayne Asphalt in the amount of $241,394.30. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #1720-04, *WPCP Pond 1 Sluice Gates* between the City of Fort Wayne and R.E. Crosby, Inc. in the amount of $71,764.00.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #1777-05, *Small Diameter Sewer Inspection & Cleaning Service* between the City of Fort Wayne and Reynolds Inliner in the amount of $121,420.40.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7050-05, *Jefferson / Washington / Maumee* between the City of Fort Wayne and Bunn Excavation, Inc. in the amount of $634,361.50.

John Suarez moved approval. Motion carried.

11. Approval of Construction Contract #7053-05, *Miscellaneous Construction Package 2005* between the City of Fort Wayne and Newell Construction in the amount of $63,914.00.

John Suarez moved approval. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for a Corridor Study for *Ardmore Avenue: Taylor Street to Jefferson Boulevard, West*. Compensation for services performed shall be a not-to-exceed amount of $31,000.00.

Dave Ross: This section of Ardmore Avenue has been under a lot of interest especially to prepare this section for commercial traffic in the near future. This Agreement is to study that section of roadway to see what improvements might be appropriate for the construction in 2006.

The Agreement is with DLZ Indiana, a local consulting firm. We do have the district manager here in the audience to answer any technical questions you may have. Primarily, we are going to use it to collect data to list the existing conditions and then to look for alternatives for the roadway improvements, have public meetings and then have a recommendation on a scope of

work based upon all that information. It is a not-to-exceed figure because there is a lot of information we can gather, but we do not know the entire amount of time necessary that it will take. We do want to get this study established and recommendations set up so we can start design work this Fall for construction.

John Suarez moved approval. Motion carried.

13. Approval of Professional Services Agreement between the Division of City Utilities & Public Works and Old Mill Consulting Services for the LEAN Program. Compensation for services performed shall be a not-to-exceed amount of $63,000.00.

Maria Gomez-Espino: This Agreement is requested to continue our LEAN program with Old Mill Consulting to facilitate up to twelve week-long sessions in the next year. This will facilitate up to four projects at each of the sessions and assist in identifying and helping our employees learn the LEAN process, tools and concepts. Also, it will finalize the completion of my training in becoming a terminal facilitator for our division.

Gina Kostoff: Maria, can you explain a little bit about the successes the division has seen with this program?
Maria Gomez-Espino: I sure will. It is a great program and very complimentary to Six Sigma. LEAN focusing on analyzing the work processes for our areas and in identifying non-value activities in those steps. The LEAN tools and concepts will help eliminate that waste. The success in our divisions is that we have completed sixteen LEAN projects within last year, since August. So far the program savings is $323,000.00 of efficiency savings. It is a great program and we are looking forward to enhancing it and moving toward better efficiencies.

Gina Kostoff: Other divisions of the City have been invited to participate in these projects and we have been seeing some savings from there too, correct?
Maria Gomez-Espino: Yes, definitely. We have opened the program to outside departments to get a taste of LEAN and to facilitate one of their projects as well.

John Suarez moved approval. Motion carried.

14. Approval of Water Contract #2005-W-07, *St. Joe Retirement Community Offsite Water Main Extension* between the City of Fort Wayne and J-J Parent Corporation to construct a water main system to serve St. Joe Retirement Community Offsite Water Main Extension. The project is privately funded and located inside the City.

Nancy Townsend: This project is located northeast of town, just northeast of St. Joe Road and St. Joe Center Road. This will include the installation of 182 lineal feet of 8-inch ductile iron main and one 8-inch service. It will provide water service to a retirement community that will include seven buildings and forty-one individual units. It is privately funded.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights & Signals, Inc. for Contract #298-05, *Countryside, Wedgewood and Tanbark Trails Additions* decreasing the original contract price by $844.62. Including this Change Order the new contract price will be $33,624.38.

Al Lichtsinn: The project came under our engineer's estimate and the remaining is for restoration to finish this job.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #2 & Final between the City of Fort Wayne and Strebig Construction Inc. for Resolution #91-258-6, *Fleet Management Vehicle Wash Building Renovation* increasing the original contract price by $1,924.00. Including this Change Order the new contract price will be $137,019.50.

Dan Brenner: Last winter the Board approved a request to renovate this building and during the renovation process the contractor hit slag, which is old steel that was buried below the site while pouring the foundation. As a result, the work took two additional days and they are requesting an additional $1,924.00 for their extra time.

John Suarez moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and T-E Incorporated for Contract #1715-04, *Stellhorn Road – Reed Road Sanitary Sewer Extension* decreasing the original contract price by $4,000.00. Including this Change Order the new contract price will be $38,430.00.

Ron Sheppard: The $4,000.00 represents the work allowance we did not use for this project.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's water distribution system:

#2004-W-25, *Northeast Innovation Center*

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's sanitary sewer system:

#2004-S-05, *Korte Sanitary Sewer Extension*

John Suarez moved approval. Motion carried.

20. Approval of Utility Registration Statement between the City of Fort Wayne and CenturyTel Acquisition LLC for the use of City rights-of-way.

Gina Kostoff made a motion to hold item for one week. Motion carried.

21. Approval of Encroachment License Agreement between the City of Fort Wayne and Creative Sign Resources for installation of a sign at the Park Place Grill located at 200 E. Main Street.

Dave Ross: This is a standard Encroachment Agreement that is being requested by Park Place Grill for a sign into the public right-of-way. The Agreement was circulated among the departments and we found no conflicts or problems with the encroachment. We request approval of this agreement.

John Suarez moved approval. Motion carried.

22. Approval of Temporary Land Use Agreement between the City of Fort Wayne and Ryba Marine Construction Company for repair of flood control levee on the St. Mary's River at Mechanic Street.

Dave Ross: Ryba Marine has been hired by the Corp of Engineers to do the repairs. The City has property in the construction area, therefore; this Agreement allows them to use that

property as a staging area for the construction operation to store equipment and materials to do the repair work. We recommend approval.

John Suarez moved approval. Motion carried.

23. Approval of General Accounting Claims in the amount of $8,053,839.34 for the week of July 6, 2005.

John Suarez moved approval. Motion carried.

24. Old Business:

25. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JULY 6, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department.
Tom Pallone – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of June 29, 2005.

   John Suarez moved approval. Motion carried.

2. AWARDS from Engineering Support Services:

   Resolution #1688-2005, *Plaza Drive, Pettit to Paulding* to Crosby Excavating.
   Resolution #1689-2005, *Graham Drive – Wayside Drive* to Land Construction.
   Resolution #1734-2005, *Sluice Gate East of Tilden and Pemberton* to Maddox Engineering.

   John Suarez moved approval of Item #2. Motion carried.

3. Old Business.

4. New Business.

   Improvement Resolution #1780-2005, *Holly Avenue – Logan Avenue Storm Drainage Improvement*.

   Tom Pallone: This project is located south of New Haven Avenue and west of Coliseum Boulevard south. There is a homeowner experiencing stormwater drainage problems that come off the road onto his driveway and into his garage. The neighborhood association has requested this location as a top priority in that area. We have developed a storm sewer project for this area. Hopefully, we will resolve this drainage problem. We have received quotes and the low bid is what we recommend.

   John Suarez moved approval. Motion carried.

Meeting adjourned 9:22 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
JULY 13, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Matthew Schipper, Matthew Wirtz, Justin Brugger – Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Mario Trevino, Mark Wilson – Transportation Engineering Services. Nancy Townsend, Tom Pallone – Development Services. Al Lichtsinn, Jim Riemke, Steve Davis – Street Light Engineering. Kristine Degabriele – Law Department. Ken Nicolet - Neighborhood Specialist, SW. Rick Orr – Right-of-Way Department. Jon Perlich – Public Information Officer.

1. Approval of Board of Public Works Minutes for the week of July 6, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #296-05, *Woodmont, Woodmont Oaks & Longwood Additions Street Light Improvements*.

BIDDER	BID AMOUNT
Lights & Signals	**$80,041.75**
Engineer's Estimate	$82,829.00

3. RECEIVE BIDS: Improvement Resolution #7043-05, *Public Sidewalk Curb Ramp Package A-2005*.

BIDDER	BID AMOUNT
Hipskind Concrete	370,776.95
Key Concrete	**358,999.60**
Engineer's Estimate	$342,943.28

4. RECEIVE BIDS: Improvement Resolution #7054-05, *Stardale Drive*.

BIDDER	BID AMOUNT
Brooks Construction	186,711.50
Hipskind Concrete	165,814.50
Newell Construction	**156,603.00**
Primco, Inc.	176,014.01
Engineer's Estimate	$161,012.25

5. RECEIVE BIDS: Improvement Resolution #7056-05, *Concrete Street Repairs – 2005*.

BIDDER	BID AMOUNT
Hipskind Concrete	97,477.50
Newell Construction	**82,667.50**
Primco, Inc.	99,782.54
Engineer's Estimate	$93,075.00

6. Resolution #1673-2005, *Indian Village Phase 3 Water Main Replacement.*

Matthew Wirtz: This project is a water main replacement project in Indian Village located in the southwest area around Taylor Street. We have about an 8,300 feet replacement of water main going from 6-inches to 8-inches. This area has historically been an area for rusty water and deteriorated water mains. We have been working with the property owners for almost one year. The existing main is in the back yard and we are moving it out to the front. It has been a maintenance nightmare. It is going to be a difficult project, but we have attended several meetings and have contacted almost all of the 133 property owners. Justin Brugger has done an amazing job working with everyone to sign consent release forms for this project. We hope to receive bids in August and start this project with Fall.

Gina Kostoff: Matthew, we have done several phases in this neighborhood. Will this complete the entire main replacement?
Matthew Wirtz: We have one more phase and it will be scheduled for next year.
Gina Kostoff: How have the other phases gone?
Matthew Wirtz: As far as I know they have gone very well. It has been all directional drill on this project. One contractor has done both phases.

Ryan Chasey moved approval. Motion carried.

7. Resolution #1716-2004, *North Glendale Avenue Sanitary Sewer Petition Project.*

Nancy Townsend: This is a petition project for the property owners in that area. North Glendale is located west of Glendale Avenue and north of Jefferson Boulevard. It includes the installation of approximately 540 lineal feet of 8-inch sanitary sewer with appurtenances to serve three existing residential properties currently on septic system. These properties are just located in the middle of a fairly dense residential area. The septic systems are discharging through our public storm sewer into an open ditch. Property owners are committed to the project and requested to work with us on this project. Because it is a petition project they will be paying for a portion of the cost. The property owner's share will be $6,000.00 per property per tap and they will be able to finance that through the Barrett Law process. Property owners have waived their preliminary hearing requirements, so we are in a position to move forward to construction upon approval of this resolution. I have received bids from three contractors. Liberty Construction is the low bidder at $41,650.00 and we feel this is a good fair number.

John Suarez moved approval. Motion carried.

8. Resolution #1791-2005, *Clinton Street Lane Reduction Sewer Lining.*

Nancy Townsend: This is a cooperative effort between City Utilities and the Redevelopment Commission. This will be a cured-in-place lining of a 42-inch 136-year old brick sewer located on the east lane of Clinton Street, just north of Superior and Frieman Park. This lining project is becoming necessary because of the above ground enhancements that the Redevelopment Commission seeks to make. Their project will eliminate the east lane of Clinton and expand the narrow existing sidewalk, running along the Party Apart building. Also, it will add some street scapes, some lighting and trees, etc. The location of the improvements will be over the top or very near this shallow old brick sewer, so the lining project is necessary to ensure the integrity of that sewer given the above ground improvements they want to make. It is a cost share project. The low quote we received was $72,700.00, which again is a good number and was reviewed by Mike Hicks who handles all the lining projects. The Redevelopment Commission will be paying $50,000.00 of that cost with the sanitary sewer utility paying the remaining $22,700.00. Insituform was the low bidder for this project.

Ryan Chasey: Do you know what the timetable is for this project?

Nancy Townsend: Yes. The lining project will start and be completed in the third or fourth week of August. We expect the Board to receive bids on the above ground improvements maybe the last week in August and the work commencing very shortly thereafter in order to coordinate with the State Highway's resurfacing project on Clinton. It should all be done by the end of September.

Ryan Chasey moved approval. Motion carried.

9. Improvement Resolution #7048-05, *Cook Road, Phase 1.*

Mario Trevino: The location starts at the Penn Central Railroad right-of-way which is basically the east side of the Smith Airport and travels to the east approximately 1,050 feet. The scope of work consists of concrete reconstruction, concrete drive approaches, sub-surface drainage and restoration. Most of the work will be in the south eastbound lane, which is where a lot of the deterioration in the pavement currently exists. The bid opening is set for August 3 and the completion date is set for October 14.

John Suarez moved approval. Motion carried.

10. Improvement Resolution #7061-05, *Miscellaneous Construction Package 4A-05.*

Mario Trevino: There are three locations in the package and they are located in the 4th District: Edenton Drive from Crandon Lane to Kenton Lane, Maplewood Drive to Wohama Drive to approximately 250' to the west and Wawonaissa Trail and Opechee Way intersection. The scope of work includes concrete street reconstruction including curbs, affected drives and restoration. The bid opening is set for August 3 and the completion date is set for October 31.

Ryan Chasey moved approval. Motion carried.

11. AWARD: Resolution #7041-05, *Miscellaneous Construction Package 3A-05* to Brooks Construction in the amount of $287,382.48. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

12. AWARD: Resolution #92-6-15-05-01, *2005 Solid Waste Garbage Container Equipment Lease* to Bank of America in the amount of $3,700,00.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract #1727-2005, *General CIPP 2005, Package #2* between the City of Fort Wayne and Insituform Technologies, Inc. in the amount of $784,661.40.

John Suarez moved approval. Motion carried.

14. Approval of Professional Services Agreement between the City of Fort Wayne and Roy Buskirk Real Estate for Right-of-Way Acquisitions for the *Glendale Drive Extension: Jefferson Blvd. to North Bend Drive*. Compensation for services shall be a not-to-exceed amount of $3,300.00.

Dave Ross: We have nearly completed the appraisal work on the properties necessary to get the permanent right-of-way for this intersection project. Our staff land acquisition agent is tied up with St. Joe Center Road, therefore; we are requesting the use of Roy Buskirk to make offers on the property at this intersection project. He is a local agent and we have worked with him before and we do recommend working with him for this small land acquisition project.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Vintage Archonics, Inc. for the *Chlorine Dioxide Tank Inspection at the Three Rivers Filtration Plant.* Compensation for services shall be a not-to-exceed amount of $14,387.00.

Gina Kostoff: Mark, would you like me to take all three of the items together.
Mark Gensic: Yes.

Mark Gensic: We have a lot of mechanical issues at both the water and sewage treatment plant. Vintage Archonics is a local firm that specializes in mechanical and HVAC systems. They do a lot of projects in the Fort Wayne area, which include factory and campus environments, as well as commercial and school buildings. I have worked with them in the past. We are preparing to do several projects with them. I would like to make a correction for the record on Item #15, Chlorine Dioxide should be changed to Carbon Dioxide. Carbon dioxide is used in the water filtration plant as part of our treatment process in order to bring the Ph back to the proper amount after the addition of lime in our lime softening process. The tank needs some maintenance work, needs to be inspected and repairs done to it. We are hiring Vintage Archonics to lead us through that process. It will be done later this year. The second project is Andrew Schipper's and I will let him explain that.

Andrew Schipper: One of the pictures in front of you shows the steam boilers, which are methane fired and date back to the late 1940's. This contract with Vintage Archonics is for a tech memo and conceptual cost estimate to determine where we want to go with the heating system.

Mark Gensic: We have been hearing for some time that the boilers are old and are expensive, so we are going to consider moving to a hot water heating system for the entire campus of the Water Pollution Control Plant. However, that is a big project and we haven't budgeted as of yet, so we are looking at some short-term fixes we need to make to the boilers. We will propose a budget to play out in the future to replace some of that 1940 infrastructure. We will start and get a good cost estimate together and plan and bring it to the Board at a later date.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Vintage Archonics, Inc. for the *Water Pollution Control Plant Heating System*. Compensation for services performed shall be a not-to-exceed amount of $12,200.00.

Andrew Schipper: The lab building picture in front of you shows a Conductively Coupled Plasma Emission Spectrometer, which looks at the trace elements such as heavy metals in waste water and biosolids. This equipment needs the constant temperature and humidity.

Mark Gensic: The lab building is a combination of a biology and chemistry lab. Part of our pre-treatment is done there and part of our process control to keep a good eye on the buggies in the sewage treatment plant. It is an important building and they have struggled for a couple of years to find a solution to the HVAC control problem. We will come back with a fix for that again at a later date.

John Suarez moved approval of Item #15 with clarification of the term carbon dioxide and Items #16 and #17. Motion carried.

17. Approval of Professional Services Agreement between the City of Fort Wayne and Vintage Archonics, Inc. for the *Water Pollution Control Plant Lab HVAC*. Compensation for services performed shall be a not-to-exceed amount of $8,000.00.

John Suarez moved approval of Items #16 and #17. Motion carried.

18. Approval of Special Waste Service Agreement between the City of Fort Wayne and Republic Services, Inc. for National Serv-All to receive waste soil excavated and stockpiled from the

construction of the Northwest Feeder Main Phase 2. Compensation for services performed shall be $9,640.00.

Matthew Wirtz: During the excavation of the Northwest Feeder Main project we came across some material that was not suitable for backfill. We have stockpiled that on site and have requested the contractor to haul it off site to National Serv-All. This agreement is for National Serv-All to take that soil.

Ryan Chasey moved approval. Motion carried.

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19. Approval of Change Order #2 & Final between the City of Fort Wayne and All Star Construction for Contract #656-02, *Rudisill Subbasin West End Partial Sewer Separation North* increasing the original contract price by $72,633.50. Including this Change Order the new contract price will be $2,805,899.00.

Ron Sheppard: This is our final quantity adjustment for this Change Order. As the Board is well aware we ran into problems in building this particular project. One of the major items occurred on Beaver Avenue. We encountered an existing storm sewer and since we were digging mostly beside it most of that existing storm sewer trench fell into our new trench, so this increased our quantities for back fill and for the asphalt restoration. We also had a number of pluses and minuses as are noted on the copy in front of you. We had $215,000.00 in decreases and $288,000.00 in increases, so it was a very fluid up and down of the unit quantity prices on this project. We did do a lot of trading with the asphalt and had a number of asphalt depths. We went to an 8 1/2 inch across the board that seemed to work out for everything considering we had stone compacted all the way up. I would be happy to entertain any questions you may have at this time.

Ryan Chasey: I would like to say I appreciate your thorough explanation of this item because I had some questions, so thank you for walking us through that.

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's water distribution system:

#05-01, *Restoration of Water Utility Cuts*
#2004-W-27, *Carmike Cinemas*

Ryan Chasey moved approval. Motion carried.

21. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's sanitary sewer system:

#2004-S-28, *Carmike Cinemas*

John Suarez moved approval. Motion carried.

22. Approval of Full Release of Escrow received from Affholder, Inc. for Construction Contract #680-02, *Taylor Street Rehabilitation*.

Ryan Chasey moved approval. Motion carried.

23. Approval of Barrett Law Claims in the amount of $629.46 for the week of July 13, 2005.

John Suarez moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $13,372,802.30 for the week of July 13, 2005.

Ryan Chasey moved approval. Motion carried.

25. Old Business:

Approval of Utility Registration Statement between the City of Fort Wayne and CenturyTel Acquisition LLC for the use of City rights-of-way.

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Rick Orr: In 1998 a company called KMC registered to use our public rights-of-way for the provision of telecommunication services. KMC has now sold their assets to CenturyTel Acquisition LLC, so in effect they are really transferring the permission to use the rights-of-way as a public utility. They are sanctioned through the IURC in Indianapolis as a provider. State Law pretty much requires us to make available those rights-of-way. This is our way of registering a company and helps us to know who to contact in the event of problems. They provide liability insurance naming the City of Fort Wayne as additional insured.

John Suarez: I know there is a lot of utility work being done out there and you see a lot of complaints in the editorial pages about holes being left open and not restoring them back to the original condition. I want to make sure that whatever they do, they restore it back to its original condition.

Rick Orr: Actually, our Right-of-Way Department spends a lot of effort in trying to make sure those restorations do happen. With this particular item before you they have not proposed any additional installation of fiber. This is really only transferring those assets that are already underground and already exist. In the event they do choose to install more they of course have to re-approach the City and apply for additional permits.

Gina Kostoff: Congratulations to the Right-of-Way Department because there is a lot of construction going on this year and your staff is doing a great job making sure the cuts get restored as quickly as possible.
Rick Orr: We are spending a lot of effort in trying to make those restorations in a timely fashion and have made lots of progress over the past four or five years.

John Suarez moved approval. Motion carried.

26. New Business:

Approval of Water Contract #2005-W-11, *Eagle River Section 1* between the City of Fort Wayne and Millennium Development, Inc. to construct a water main system to serve Eagle River Section 1. The project is located outside the City and is privately funded.

Nancy Townsend: Eagle River is located northeast outside the City limits. It is off Leo Road and south of Popp Road. This is a 53 lot residential subdivision that will include the installation of approximately 2600 lineal feet of 12-inch water main and 2500 lineal feet of 8-inch water main and 53 1-inch service connections. This is privately funded.

Ryan Chasey moved approval. Motion carried.

Meeting adjourned 9:30 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
JULY 13, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:31 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department.
Nancy Townsend, Tom Pallone – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of July 6, 2005.

   John Suarez moved approval. Motion carried.

2. Improvement Resolution #1795-2005, *Ardmore Avenue Stormwater Drainage Improvement.*

   Tom Pallone: This project has been pulled out of the Ardmore-Taylor intersection project. We feel there is a drainage problem in the area of Ardmore just north of Taylor about 600 feet. We wanted to pursue this project prior to the start of school because Ardmore will need to be closed for two weeks to have this project installed. It consists of 72 lineal feet of 4 X 8 box culvert to be in place after the removal of a 60-inch corrugated metal pipe, which is under Ardmore right now. We received bids from contractors and the low bid was from Bercot at $72,951.00.

   John Suarez: When would the work start out there?
   Tom Pallone: Probably at the first week in August. The delivery time of the box culvert is the crucial part.
   Gina Kostoff: We do expect construction to be done before the beginning of school, correct?
   Tom Pallone: Yes. The one commitment we have with the contractor is that it would be done prior to August 21st. School starts on Monday, August 22. The road will be opened August 21.

   John Suarez moved approval. Motion carried.

3. AWARD: Resolution #1654-04, *IIT-Hanover Street Storm Sewer Improvement* to All Star Construction in the amount of $378,907.72. The project will be funded by Stormwater Utility.

   Ron Sheppard: We did want to explain our recommendation on this Resolution. All Star Construction and the next bidder both used the first of two addendums on this particular project. We contacted them to make sure they were okay with using their unit quantity price to go to the second addendum, which two of the six bidders bid on. We had a number of problems with this but it only changes two items gabion baskets. It is only a $200 increase so we feel just using the unit quantities suffices and there is about a $17,000 price difference between this lowest bidder and the one that used the most recent addendum. We feel that $17,000 is definitely in the utility's best interest to go forward with this project. This project is well above the engineer's original estimate.

   I believe Mike Thornson provided Gina a copy of some bid analysis for the last stormwater projects that we have done. We have had a couple that were 18% under, 22% under, 23% under and this one is about 22% over, so between the four projects we are still 10% under where we projected to be. We feel this small increase on this particular price and adjusting the actual contracts to show

the correct quantities when we actually send those out, All Star is the best person to do this job for what was bid.

John Suarez moved approval. Motion carried.

4. Approval of Stormwater Contract #1688-2005, *Plaza Drive: Pettit to Paulding* between the City of Fort Wayne and Crosby Excavating in the amount of $364,264.55.

   Ron Sheppard: On this project I would like to request a Prior Approval for this contract because the contractor would like to start the last week of July and I need that prior to get him started.

   Gina Kostoff: Marilyn, will you please make a note of that.

   John Suarez moved approval. Motion carried.

5. Approval of Storm Sewer Contract #2005-ST-06, *Roots Coldwater Road* between the City of Fort Wayne and Group Investments, LLC to construct a local storm drainage system to serve Roots Coldwater Road in the amount of $10,454.66.

   Nancy Townsend: This project area is located at the northwest corner of Cook and Coldwater Roads. Roots Camp and Ski is opening a store at that location. This contract includes the installation of 54 feet of storm sewer of 12-inch and 24-inch at a value of just under $800.00.

   John Suarez moved approval. Motion carried.

6. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's stormwater system:

   #2004-ST-12, *Carmike Cinemas*

   John Suarez moved approval. Motion carried.

7. Old Business.

8. New Business.

Meeting adjourned 9:41 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JULY 20, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

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Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Andrew Schipper, Matthew Wirtz, Doug Fasick, Paul Powers, Justin Brugger – Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Roger Warner, Lisa Ramos – Development Services. Kristine Degabriele – Law Department. Ken Nicolet - Neighborhood Specialist, SW. Greg Meszaros, Len Poehler – City Utilities Administration.

1. Approval of Board of Public Works Minutes for the week of July 13, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1681-04, *WPCP Warehouse Improvements*.

BIDDER	BID AMOUNT
Hamilton Hunter Builders	**103,032.00**
RE Crosby	113,627.00
Strebig Construction	111,783.00
Engineer's Estimate	$115,000.00

3. RECEIVE BIDS: Improvement Resolution #7059-05, *Lake Avenue*.

BIDDER	BID AMOUNT
Brooks Construction	224,358.01
Bunn, Inc.	212,495.30
E&B Paving	**210,337.00**
Wayne Asphalt	219,077.05
Engineer's Estimate	$239,210.70

4. Approval of Resolution #1686-04, *Three Rivers Filtration Plant High Resistance Ground & Power Monitoring*.

   Doug Fasick: This Resolution stems from the findings of the grounding study that was completed earlier this year. The study recommends the installation of a high resistance ground and power monitoring equipment at the Three Rivers Filtration Plant. The high resistance ground will help protect the electrical equipment and will also assist the electrical staff to more effectively pinpoint incorrect electrical events that occur at the plant. The power monitoring equipment will also alert the electrical staff that there is a problem so they can respond more quickly. It will also help reduce equipment failures, which will therefore decrease costs of equipment repairs or replacements.

   Ryan Chasey moved approval. Motion carried.

5. Approval of Resolution #1761-05, *Shawnee/Wildwood Sewer Separation*.

Paul Powers: This is a combined sewer separation project located on Shawnee Drive, Wildwood and Hoagland. It involves the installation of approximately 900 feet of 12-inch to 30-inch storm sewer pipe. Fourteen existing storm sewer inlets are being removed and added to the storm sewer system. We will have three backflow preventers and a connection to a brick sewer on Hoagland Avenue. We are receiving bids on August 24th and should have construction done in late December.

Gina Kostoff: I am sure the residents in this area will be very pleased. This is an area that takes on a lot of water in heavy rain events and has suffered a lot of damage a few years ago.

John Suarez moved approval. Motion carried.

6. Approval of Improvement Resolution #7060-05, *Hoevelwood Association Miscellaneous Repairs*.

Gina Kostoff moved to hold Item #6 for one week. Motion carried.

7. AWARD: Resolution #296-05, *Woodmont, Woodmont Oaks and Longwood Additions* to Lights & Signals, Inc. in the amount of $80,041.75. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

8. AWARDS from Transportation Engineering Services:

#7043-05, *Public Sidewalk Curb Ramp Package A-2005* to Key Concrete.
#7054-05, *Stardale Drive* to Newell Construction.
#7056-05, *Concrete Street Repairs – 2005* to Newell Construction.

Contract Compliance concurs with these awards.

John Suarez moved approval of Item #8. Motion carried.

9. Approval of Construction Contract #7041-05, *Miscellaneous Construction Package 3A-05* between the City of Fort Wayne and Brooks Construction in the amount of $287,382.48.

Ryan Chasey moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Crossroad Engineers, PC for *Glenwood Park Phase II Water Main Replacement*. Compensation for services performed shall be $98,500.00.

Matthew Wirtz: This Agreement before you is for the design of a water main replacement project. Glenwood Park is on the northeast side of the City. It is a high main break area and this quarter section is in the top ten for main breaks in the City. One part of Phase 1 is under construction and we have another part to be bid in August or September. Crossroad was selected through our RFQ process earlier this year and has done a great job for us in the past. We recommend approval of this Agreement.

John Suarez moved approval. Motion carried.

11. Approval of Water Contract #2005-W-09, *Morgan Creek Section IV*, between the City of Fort Wayne and Steeplechase Development Corp. to construct a water main system to serve Morgan Creek Section IV. The project is privately funded and located outside the City.

Roger Warner: It consists of 8.84 acres with 34 lots and lies between Morgan Creek and Hidden Point. A large portion of this water line through this section was installed to service

Hidden Point from Morgan Creek, therefore; this contract only has 215 lineal feet of 8-inch water main to provide for.

Ryan Chasey moved approval. Motion carried.

12. Approval of Water Contract #2005-W-12, *Fiddler's Creek Section II & Offsite,* between the City of Fort Wayne and SJ Development Corp. to construct a water main system to serve Fiddler's Creek Section II & Offsite. The project is privately funded and located outside the City.

Roger Warner: It is a development off of Wheelock Road and I-469. This section is a 21.4 acre site and will service 87 lots. There is 3100 lineal feet of water main to be installed on site and another 1300 lineal feet of water line offsite that is being installed with part of this project so they will have adequate flows, therefore; this site will consist of a total of 4400 feet.

John Suarez moved approval. Motion carried.

13. Approval of Sanitary Sewer Contract #2005-S-15, *Morgan Creek Section IV* between the City of Fort Wayne and Steeplechase Development Corp. to construct a local sanitary sewer system to serve Morgan Creek Section IV. The project is privately funded, located outside the City and is in a green zone. This contract contains provisions for Waiver of Remonstrance against annexation.

Lisa Ramos: This site is located on the north side of Bass Road and contains 8.84 acres. This section includes 483 feet of 8-inch pipe and a lot of this pipe was put in previously to serve Hidden Point. This subdivision contains 34 lots.

Ryan Chasey moved approval. Motion carried.

14. Approval of Amended Sanitary Sewer Contract #2004-S-27, *Chapman's Bridge Section I & Offsite* between the City of Fort Wayne and SJ Development Corp. to construct a local sanitary sewer system to serve Chapman's Bridge Section I & Offsite. The project is privately funded, located outside the City and is in a green zone. This contract contains provisions for Waiver of Remonstrance against annexation.

Lisa Ramos: This site is located on the east side of Wheelock Road around Douglas Road. It contains 2900 lineal feet of 8-inch pipe and of this 199 lineal feet will serve an offsite single-family residential house just north of the Chapman's Bridge entrance.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and All Star Construction for Contract #1601-04, *Anthony Wayne Village, South Walton Acres and Mount Vernon Park* increasing the original contract price by $23,461.88. Including this Change Order the new contract price will be $1,338,060.38.

Ron Sheppard: These are final quantity adjustments for this particular project. This is our largest replacement project that we have ever bid on existing water mains. For the most part this project went relatively smooth.

Ryan Chasey moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7029-05, *Kekionga Drive* decreasing the original contract price by $3,501.47. Including this Change Order the new contract price will be $172,929.78.

Gina Kostoff moved to hold Item #16 for one week. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7029-05, *Kekionga Drive* as an integral part of the City's transportation system.

Gina Kostoff moved to hold this Acceptance. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by All Star Construction for Contract #656-02, *Rudisill West End Subbasin/Oakdale* as an integral part of the City's water distribution system.

John Suarez moved approval. Motion carried.

19. Approval of Agreement between the City of Fort Wayne and the Indiana Department of Transportation for the *Ardmore Avenue Extension* construction, project management and contingencies in the amount of $1,260,000.00. This agreement establishes the estimated City share of the cost and City's responsibilities.

Dave Ross: The State has this standard agreement to make sure the City has their local share in place to construct this project. The amount does include the estimated construction cost, construction management cost and a 5% contingency. Also, Redevelopment has just approved using the airport TIFF money to help with the funding source. We are all set to go on this and the bid letting is set for September 14th. This will be a big asset for the City to complete this project.

Ryan Chasey moved approval. Motion carried.

20. Approval of Amendment to License Agreement between the City of Fort Wayne and Norfolk Southern Railway Company for the purpose of securing a sewer pipe encroachment on railroad property pursuant to Registry 223535. Payment of a lump sum of $2,748 from the City to Norfolk Southern Railway Company in lieu of annual license fees.

Len Poehler: In 1978 we entered into an agreement with Norfolk Southern Railway to put a pipe underneath their tracks. We were going to pay $50.00 a year for the right to have the pipe in that location. In 1985 they increased the payment to $100.00 with a CPI index to be applied to it every year. Currently, we are paying $183.00 a year, but they have offered a lump sum payment of $2,700.00 to give us a permanent access and no further payments. This is a pretty good situation for us and avoids future payments and increases. I recommend we make this lump sum payment. We have four or five other small ones that we will come before the Board as they approach us, but we have not initiated anything.

John Suarez moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $5,659,164.72 for the week of July 20, 2005.

Ryan Chasey moved approval. Motion carried.

22. Old Business:

23. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
JULY 20, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Kristine Degabriele – Law Department. Justin Brugger – Planning & Design Services.

1. Approval of Board of Stormwater Management Minutes for the week of July 13, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #92-7-20-05-1, *IIT-Hanover Street Stormwater Drainage Improvement* for the continuance of Remonstrance set for August 24, 2005.

   Justin Brugger: Actually, this Resolution is continuing the remonstrance set for today to August 24th, 2005. On June 29th this Board approved a Resolution appropriating and condemning a permanent and a temporary easement for construction of this project. On July 6th, the Board of Public Works approved a Resolution that stated an intent to sell real estate owned by the City in the same vicinity. The property owner that we are seeking the easement from is interested in purchasing this property. In light of continuing negotiations and the fact that we need to get a survey and appraisals done on this property that needs to be disposed of and also, given that this will not be introduced to Council until August 8th, I am requesting that we continue this until August 24th.

   Greg Meszaros: So we think this will all come together, but we need a little more time to get the survey and selling off of the one property in exchange for the other property that we want is that correct?
   Justin Brugger: Yes.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:23 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
JULY 27, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Doug Fasick – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Chuck Bailey – Contract Compliance. Dave Ross – City Engineering. Ken Nicolet - Neighborhood Specialist, SW. Mario Trevino, Mike Fruchey – Transportation Engineering Services. Mary Jane Slaton – Water Resources.

1. Approval of Board of Public Works Minutes for the week of July 20, 2005.

   John Suarez moved approval. Motion carried.

2. Improvement Resolution #7060-05, *Hoevelwood Association Miscellaneous Repairs.*

   Mario Trevino: Hoevelwood Addition is located in the 6th District. There are three locations along Palisade Drive where the scope of work will include curbs, walks and affected drives in the 2600 block.

   Ryan Chasey moved approval. Motion carried.

3. RECEIVE BIDS: Improvement Resolution #1686-04, *Three Rivers Filtration Plant High Resistance Grounding & Power Monitoring.*

BIDDER	BID AMOUNT
Votaw Electric	**76,000.00**
Engineer's Estimate	$78,000.00

4. RECEIVE BIDS: 7060-05, *Hoevelwood Association Miscellaneous Repairs.*

BIDDER	BID AMOUNT
Key Concrete	**20,432.00**
Primco, Inc.	32,452.73
Engineer's Estimate	$25,000.00

5. Emergency Resolution #1792-05, *Essex Wire – Northwest Water Main Replacement.*

   Mark Gensic: This is an emergency repair for a City owned water main that goes underneath the Essex building that broke recently. It is located on the north side of Taylor and the east side of the river across from the St. Mary's River. Bill Simmons has been working to get five contractors to give us a quick invitation bid for this project. The bids are due next week. On August 3 we will propose to share the results with the Board at that time. We are targeting completion of this project for some time in September.

John Suarez moved approval. Motion carried.

6. Improvement Resolution #1732-2005, *WPCP Dechlorination Facilities.*

Mark Gensic: This is a project we have had in development for over a year and we plan to take bids later this Fall. We have approved an engineering agreement for this project. It has been discussed with the Indiana Department of Environmental Management that if we use chlorination to disinfect our wastewater then we must dechlorinate before we put it back in the river. This is a project that will be bid this Fall. This will be funded out of State Revolving Funds. We have assembled a series of projects that include Parkerdale, the big primary's project and this Dechlorination project.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution #7062-05, *Clinton Street Lane Reduction – Superior Street to Freimann Park Drive.*

Dave Ross: This project is located on Clinton Street between Freimann Park and Superior Street. It is kind of a connection between the two parks where we will eliminate one lane of traffic on the state route and put in a sidewalk. We are trying to hurry this along because of the state highway work going on right now with the resurfacing. It is our intent to bid this project in August. Hopefully, the construction will start in September with the completion being wrapped up along with the state highway project. This project is through the Redevelopment Department. The scope of work consists of more than just a sidewalk. It will include a couple of trees, some decorative bollards and some brick sidewalk lining and edging. This is one project we hope to get wrapped up quickly not only for the pedestrians, but to keep in line with the work the highway department is doing.

Gina Kostoff: Keeping in mind with all the decorative elements that are added to this, will the structural piece meet our specifications particularly with the ADA ramps?
Dave Ross: Yes that is correct. We are using the same, not the City's ADA ramp standards, but the State standards because it is on a state route.

Ryan Chasey: Dave, have you studied how this will affect the traffic flow? Will it back up?
Dave Ross: Yes, we have. There will be some affect on the traffic movement for the short distance it will add more traffic to the other lanes, but the state has reviewed this and they have no objections to the lane reduction.
Gina Kostoff: So are we talking about a half block?
Dave Ross: That is correct. It will take place under the viaduct and go back into a lane again once it gets past the park driveway.

John Suarez moved approval. Motion carried.

8. AWARD: Resolution #1681-04, *WPCP Warehouse Improvements* to Hamilton Hunter Builders in the amount of $103,032.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

9. AWARD: Resolution #7059-05, *Lake Avenue* to E&B Paving in the amount of $210,337.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

10. Approval of Construction Contract #7043-05, *Public Sidewalk Curb Ramp Package A-2005* between the City of Fort Wayne and Key Concrete in the amount of $358,999.60. Prior Approval was requested.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #7054-05, *Stardale Drive* between the City of Fort Wayne and Newell Construction in the amount of $156,603.00. Prior Approval was requested.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #7056-05, *Concrete Street Repairs – 2005* between the City of Fort Wayne and Newell Construction in the amount of $82,667.50.

Ryan Chasey moved approval. Motion carried.

13. Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and CH2M Hill for engineering services and compensation revisions at the Three Rivers Filtration Plant North Sludge Pump Station. Compensation for services performed shall be $25,400.00.

Mark Gensic: At the Three Rivers Filtration plant the residual of the treatment collection process by adding lime and removing sediments is sludge. We have to pump that from the treatment plant to the ponds about four miles away. It is pretty much a 24/7 operation and becomes intensified in the summer as we shut down plants and de-sludge some of the other plants, so this is a vital part of the plant. We have been doing a phased implementation of the pumps. We are doing some redesign associated with some piping problems and that is what this amendment is about. We are pleased to report that the original pumps that had to be replaced one of them recently went down, but it was the new pumps that are already in place that saved us. Though we are struggling a little bit the good news is we are still keeping the sludge pumping going.

John Suarez moved approval. Motion carried.

14. Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and Design Collaborative for engineering services and compensation revisions for the Three Rivers Filtration Plant Backwash Sodium Bisulfite Relocation. Compensation for services performed shall be $2,128.00.

Mark Gensic: Some of our disinfection at the Three Rivers Filtration Plant is accomplished with chlorine. When we backwash the filters in that event we cannot re-process all the filter water back to plant sometimes we have to discharge excess to the river. In order to do that we are required to de-chlorinate. We have designed a dechlorination facility to hold the sodium bisulfite in here (location pointed to on the map). We are working on a few revisions to that design including removal of a storage tank in that area, some piping changes and some electrical changes.

Ryan Chasey moved approval. Motion carried.

15. Approval of Amendment to the Biosolids Facility Agreement between the City of Fort Wayne and Fox Contractors Corporation to include the handling of spoil. Compensation for the handling of spoil will be $3.50 per ton to receive and screen the spoil and another $2.50 per ton to haul to the designated storage area at the facility.

Matt Gratz: This amendment is for Fox Contractors to handle spoil due to the rising costs for the disposal of spoil by our water and sewer maintenance. This will also help our facility as well. We will take this clay and screen out the concrete and asphalt from the spoil, take the clay and use it to reline biosolid cells and lagoons at our facility.

Gina Kostoff: Can you explain exactly what spoil is?

Matt Gratz: Spoil is what is dug out of a repair, like the clay, concrete or asphalt from that work.
Gina Kostoff: So it is basically construction debris.
Matt Gratz: Yes.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Strebig Construction for Contract #1537-03, *Biosolids Facility Lime Storage Building Addition* decreasing the original contract price by $14,494.00. Including this Change Order the new contract price will be $200,884.30.

Bill Maxwell: This is the final Change Order to bring our accounting back into place. We had designed a work allowance into this project, but for the most part it was not used. We did make one payment out of it otherwise, the balance has been returned.

Ryan Chasey moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and R.E. Crosby for Contract #1647-05, *Lake Forest Pumps and Controls* decreasing the original contract price by $1,977.00. Including this Change Order the new contract price will be $107,023.00.

Ron Sheppard: These four items on the Change Order is work allowance we did not use. We did use some of it by supplying a six-foot fence to a property that abuts at the back of this pump station. We wanted to help with the noise of the generator running and for the sight of it. We also put in a concrete pad for our staff, so when they had to go out there they were not standing in the mud. We had not included a pit station, which means down in the ground or a sump pump, so we put in a sump pump also. We still have issues with the noise from the generator, but Doug Fasick is working with the generator people to resolve the whine the property owner still hears, but we will do that as a separate contract.

Gina Kostoff: Is it only one property owner affected by the noise, or are there several?
Ron Sheppard: There are three property owners that abut to this particular generator, but the noise is the loudest at the property owner where we added the fence.

Gina Kostoff: Are we confident we can resolve those issues?
Ron Sheppard: Yes.

John Suarez moved approval. Motion carried.

18. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #7038-05, *Bunt Drive* maintaining the original contract price. This Change Order reflects an increase in calendar days.

Mario Trevino: Correction for the misprint for this Change Order, it should read #1 only. The Bunt Drive is a project located in the 6th District. This Change Order is to extend the completion date to November 15th, 2005. Primco did not receive the wage package and they will need additional time to schedule a separate crew already earning that wage rate to accommodate the project.

Ryan Chasey moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the work performed by Scheidleman Excavating, Inc. for Contract #1703-04, *Gretna Avenue*, as an integral part of the City's sanitary sewer system.

John Suarez moved approval. Motion carried.

20. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Sandy Pointe Estates, Section II as an integral part of the City's transportation system: Moorings Way, Downey's Landing and Windmill Ridge Run.

Ryan Chasey moved approval of Item #20. Motion carried.

21. Approval of Special Street Permit for *Adams Township Industrial Park* between the City of Fort Wayne and Fort Wayne Redevelopment Commission to construct the following street: Logistics Drive.

Mike Fruchey: This project lies within the 6th District. Transportation Engineering Services is recommending approval of this permit for the construction of this initial section of 400 lineal feet of Logistics Drive. There will be a temporary cul-de-sac constructed at the end of the new roadway, so this is just the first section of this roadway. The street construction will consist of 30-foot wide roadway with 8-foot shoulders consisting of 2-foot paving followed by 6-foot of stone. The asphalt pavement section consists of 6-inches of bituminous material over 16-inches of compacted aggregate. All construction will be consistent with the City of Fort Wayne standards.

John Suarez moved approval. Motion carried.

22. Approval of Agreement between the City of Fort Wayne and PBS 39 for the production and distribution of a 30-minute documentary entitled "How Erosion & Sedimentation Impact the Maumee River Basin". Compensation to PBS 39 shall be $41,995.00.

Mary Jane Slaton: The City of Fort Wayne through our partnership for water quality, which is a cooperative arrangement between the City of Fort Wayne, City of New Haven and Allen County. We have received a $49,000.00 grant from the Great Lakes Commission to do some work to improve education about the problems caused by sedimentation in the Maumee River.

The Army Corps of Engineers spends millions of dollars dredging hundreds of thousands of cubic yards of silt out of the Toledo Bay every year in Lake Erie. A lot of that comes from the Maumee River. Because we are at the headwaters of the Maumee River it is an important issue for us and for the agricultural areas upstream from us, both on the St. Mary's and St. Joe and the area downstream. We all need to make an effort to try and keep more soil on the land rather than seeing it go down the river.

We applied for a grant to produce a video with PBS. It will be a 30-minute video on erosion control and sedimentation issues. This is the contract between the City of Fort Wayne and PBS 39 to do the production of that video. There will be three deliverables associated with this contract: 1.) a 30-minute video, 2.) PBS will make 1000 copies and distribute them to PBS stations all around the Great Lakes Basin, and 3.) they will make a 15-minute video focusing specifically on developers and contractors that ties with our Phase 2 stormwater requirements to do more education locally on sediment and erosion control.

Gina Kostoff: I see where one of these items will be accessible on the Internet as well, is that correct?
Mary Jane Slaton: Yes. Our 15-minute video targeted for developers and contractors will be made accessible by the web. We will work to put it on our website, the partnership website, the Allen County website, if they are interested, and perhaps the Soil and Water Conservation District as well.

Gina Kostoff: Is that 15-minute video going to be of any benefit for the general public or is it geared more toward the contractors or farmers?

Mary Jane Slaton: It will be geared more toward developers and contractors. It will be specifically on what they have to do to comply with some of the new federal rules and regulations on construction sites, erosion control, post construction and best management practices to help keep sediments on their construction site and within their developments.

John Suarez: I see that you received a $49,000.00 grant. Is the whole amount going toward the video?
Mary Jane Slaton: We will be paying about $42,000.00 to PBS and the other money is for the time put in by our partnership for water quality education specialist, a little bit of my time and some compensation to a staff member at D&R helping us with the scripting.

Ryan Chasey moved approval. Motion carried.

23. Approval of Barrett Law Claims in the amount of $24,926.26 for the week of July 27, 2005.

John Suarez moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $8,356,788.20 for the week of July 27, 2005.

Ryan Chasey moved approval. Motion carried.

25. Old Business:

1) Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7029-05, *Kekionga Drive* decreasing the original contract price by $3,501.47. Including this Change Order the new contract price will be $172,929.78.

Mario Trevino: This project is located in the 4th District. This final Change Order can be attributed to fewer tons used in both sizes of aggregate and while we used a little more quantity in concrete pavement, the result was a decrease in this Change Order.

John Suarez moved approval. Motion carried.

2) Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7029-05, *Kekionga Drive* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

26. New Business:

Meeting adjourned 9:30 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
JULY 27, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:31 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Greg Meszaros – Absent.
Ron Sheppard – Engineering Support Services.

1. Approval of Board of Stormwater Management Minutes for the week of July 20, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Contract #1689-2005, *Graham-Wayside Drive Stormwater System Improvements* between the City of Fort Wayne Board of Stormwater Management and Land Construction in the amount of $195,823.00.

   John Suarez moved approval. Motion carried.

3. Approval of Contract #1734-2005, *Sluice Gate East of Pemberton & Tilden* between the City of Fort Wayne Board of Stormwater Management and Maddox Industrial Contractors in the amount of $65,000.00.

   John Suarez moved approval. Motion carried.

4. Approval of Escrow Agreement between the City of Fort Wayne Board of Stormwater Management and Land Construction for Contract #1689-2005, *Graham-Wayside Drive Stormwater System Improvements*.

   John Suarez moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Services to accept the work performed by Brooks Construction for Contract #2004-ST-03 as an integral part of the City's stormwater system.

   John Suarez moved approval. Motion carried.

6. Old Business.

7. New Business.

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Meeting adjourned 9:36 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
AUGUST 3, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Pat Callahan, Paul Powers, Justin Brugger, Keith Hood – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Mary Jane Slaton, Ted Nitza – Water Resources. Dan Brenner – Property Management. Nancy Townsend, Mike Thornson – Development Services. Karen Morris – GIS Department.

1. Approval of Board of Public Works Minutes for the week of July 27, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7047-05, *Inwood Drive Phase II.*

BIDDER	BID AMOUNT
Brooks Construction	401,810.75
Bunn, Inc.	351,899.03
Hipskind Concrete	**315,838.61**
Wayne Asphalt	350,650.05
Engineer's Estimate	$335,996.05

3. RECEIVE BIDS: Improvement Resolution #7048-05, *Cook Road Phase I.*

BIDDER	BID AMOUNT
Brooks Construction	196,371.53
Hipskind Concrete	**160,978.20**
Primco, Inc.	177,981.73
Engineer's Estimate	$185.557.50

4. RECEIVE BIDS: Improvement Resolution #7055-05, *Stratton Road: Coldwater to Brighton.*

BIDDER	BID AMOUNT
Brooks Construction	263,252.17
Bunn, Inc.	233,785.65
Hipskind Concrete	237,112.00
Wayne Asphalt	**233,091.50**
Engineer's Estimate	$227,038.50

5. RECEIVE BIDS: Improvement Resolution #7061-05, *Miscellaneous Construction Package 4A-05.*

BIDDER	BID AMOUNT
Brooks Construction	221,960.00
Hipskind Concrete	206,256.00

Robbco, Inc.	**195,537.00**
Engineer's Estimate	$193,165.50

6. Approval of Resolution #1713-2004, *Butler Road Sanitary Sewer Petition Project.*

Nancy Townsend: This is a petition for a small-scale sanitary sewer improvement in the 3500 Block of Butler Road. It is on the west side of town near Hillegas Road. There are two existing single-family residences that petitioned to have access to sanitary sewer. We are in the process of putting together plans and would like to adopt this Improvement Resolution to move to the next step, which would be a Preliminary Hearing. Should this Improvement Resolution be approved the hearing would be scheduled for August 17th.

Ryan Chasey moved approval. Motion carried.

7. Approval of Resolution #1739-2005, *Felician Street (Fleetwood to Birchwood).*

Paul Powers: This is a combined sewer separation project for Felician Street from Fleetwood to Birchwood. It is a combined sewer separation project and a two-phased project. We will be installing some storm sewers and the residents will be following up with some down spout removals in the future to help with the backflows and the sewers. We also have a backflow preventer to be installed on Holle Avenue near Ray Park to prevent any backups into the sewers. This project will take about 60-90 days to complete.

John Suarez moved approval. Motion carried.

8. Improvement Resolution #7063-05, *Brooklyn Avenue and Nuttman Avenue.*

Mario Trevino: This project is in the 4th District. It involves increasing the radius and adding a new curb ramp and walk. The project was initiated as part of a negotiated compensation for the additional right-of-way on Brooklyn Avenue from the owners of the Brooklyn Medical facility. This project is estimated to be less than $25,000.00 and so the project will be bid by invitation. The bid opening is scheduled for August 10th and the completion date is scheduled for October 15th.

Ryan Chasey moved approval. Motion carried.

9. AWARD: Resolution #1686-04, *Three Rivers Filtration Plant High Resistance Grounding & Power Monitoring* to Votaw Electric in the amount of $76,000.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

10. AWARD: Resolution #7060-05, *Hoevelwood Association Miscellaneous Repairs* to Key Concrete in the amount of $20,432.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

11. Approval of Construction Contract #296-05, *Woodmont, Woodmont Oaks & Longwood Additions* between the City of Fort Wayne and Lights & Signals, Inc. in the amount of $80,041.75.

John Suarez moved approval. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for the Project Manual Standardization. Compensation for services performed shall be $69,600.00.

Mark Gensic: I would like to hold this item for next week. There are a couple of things I would like to check out.

Ryan Chasey moved to hold Item #12. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc. for *Long Term Control Plan Support Services for Combined Sewer Overflow*. Compensation for services performed shall be $180,000.00.

Pat Callahan: The City has been in discussions with both EPA and IDEM (Indiana Department of Environmental Management) to get our CSO long-term control plan approved. These discussions have been detailed and are now asking for new information. Malcolm Pirnie was the firm that put together the long-term control plan and so we are requesting that they handle this newest request from EPA and IDEM.

John Suarez moved approval. Motion carried.

14. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates for the *WPCP Centrifuge Upgrade for Bidding and Construction Services*. Compensation for services performed shall be $53,500.00.

Mark Gensic: At the Water Pollution Control Plant there is the sludge thickening building that needs to have additional computer programming work. Largely these services are for the programming, software configuration, startup and monitoring the control strategy and providing the O&M documentation. This project is about ready to bid. We do have some shop drawing review, but most of the money involved is for programming services with Donohue.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for the Maumee River Bridge Crossing Feasibility Study. Compensation for services performed shall be $8,000.00.

Mark Gensic: For a number of years we discussed the possibility of tying the two different sides of the Maumee River and Water Pollution Control Plant and Pond operation together. The access is difficult (map is shown) because of all the twists and turns. As we more and more have to provide operational services, as well as looking at the CSO long-term control plan, Pond 1 and Combined Sewer Pumping improvements, we would like to get access for the WPCP maintenance staff back and forth from their maintenance facility here (map is shown).

At this point we are not ready to build it nor have we budgeted for it. In fact, we do not know what it will cost, but we want to do this feasibility study in terms of where to build it, what it would cost, etc. There is another reason for doing this and it has a little bit to do with the Maumee River heritage corridor. We believe along with the trail system on the north side of the river there is a need to eventually tie the trails to both sides. We think this bridge needs to be developed or at least the concept, estimates and the future budgeting to build it to include not only maintenance vehicle access, but also the access for crossing the river for the trail system. We did budget $10,000.00 this year for the conceptual study and cost estimating. We are ready to proceed.

Ryan Chasey: Will this bridge be part of a public trail system?
Mark Gensic: Yes, we think it would be important to tie it into a public trail system. We have already looked at some places where we could cross. We actually believe because of the hundred-year flood plain and having to keep the bridge up high we could span the existing trail and circle back in (pointing to the map). We also think we could tie it in to the access roads to

the ponds. There are a lot of public benefits, so we want to get an estimate and see how we could fund this in the future, possibly getting a grant.

Greg Meszaros: This trail has become really important, that's the Maumee stretch and it is hard to access now. The only access points are along Pemberton or down by Kreager Park, so this creates another midway access. If you build to the west on this it takes you past the Filtration Plant and to the east it ties back in to the New Haven trail, which has been heavily used now.

Ryan Chasey: Well good, because it sounds like you are thinking of all the possibilities to tie it together.
Mark Gensic: We are spending a lot of money partly because EPA and IDEM are mandating it on our Water Pollution Control facilities and partly because we need to upgrade old infrastructure. I would like to thank all the people who continue to raise our level of awareness that these trails are important and let's see if we can incorporate trail work in our project.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for Private Contract Construction Engineering and Inspection Services. Compensation for services performed shall be: $45.00 per hour for inspection services and $55.00 per hour per Capital project.

Ron Sheppard: Gina, would you mind reading the next two items as well?
Gina Kostoff: Certainly.

17. Approval of Professional Services Agreement between the City of Fort Wayne and Construction Support Services for Private Contract Construction Engineering and Inspection Services. Compensation for services performed shall be: $45.00 per hour for inspection services and $55.00 per hour per Capital project.

18. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ for Private Contract Construction Engineering and Inspection Services. Compensation for services performed shall be: $45.00 per hour for inspection services and $55.00 per hour per Capital project.

Ron Sheppard: These are yearly contracts for inspection services. On the developer contracts the developer actually pay for the cost of having the inspectors out at the sites and we try to manage the cost the best we can. On the capital side we do allow for the $55.00 an hour rate for select employees, particularly ones that have shown us in the past to perform above and beyond the standard $45.00 rate.

We are also working to limit the amount of inspection services that we have to put out there and trying to cut back where possible to reduce the costs. It would appear that we are on a two-year down cycle. We have had fewer large projects, so this year it looks like we may be in the $700 to $800,000 range for total inspection services. Last year we were down to just over a million dollars, so we are moving those costs down. However, we do need to have outside services because we do not have sufficient in-house staff to do them.

Gina Kostoff: Are there any questions for Ron on these three items?
Ryan Chasey: Ron, is there a standard set of criteria to differentiate between the $55 rate and $45 rate?
Ron Sheppard: We go by past performance. Specifically, how you turn in your forms, what those forms look like, how complicated the actual job is that we are looking at and whether we really need that higher rate. The higher rate is one of the things we are looking at right now.

We feel we may be paying a little bit more than what we need. We are looking at reducing those rates down for now and for the future and changing how many hours we have the inspectors out at the sites.

Ryan Chasey: Are you thinking of reducing both the rates down?
Ron Sheppard: Well, maybe not the $45.00 rate, but maybe reducing the $55.00 rate.

Greg Meszaros: The $55.00 rate was for more experienced inspectors. They have to have a certain certification for professional inspection services. The idea being that the senior experienced inspectors from these firms would go on the more difficult and risky jobs. That is when we developed the higher rate for those services. It was a fair structure for us, but we are really going to work to make sure that this job does not require that level of inspection. The $45.00 an hour rate has been in place for six or seven years.

Ron Sheppard: That rate was originally based off of the Indianapolis rate when we started in 1997 was $50.00 an hour. We thought we could live with $5.00 less than that and we have held pretty true to that cost for the last eight years.

Ryan Chasey: So is it you Ron that makes the decision?
Ron Sheppard: I get together with my staff as to whether we feel a person should be at a higher rate. We also work with the staff to see if that particular job needs that higher rate staff person.
Ryan Chasey: It sounds like there is a set of criteria, so that was the crux of my question.

Ryan Chasey moved approval of Items #16, #17 and #18. Motion carried.

19. Approval of Professional Services Agreement between the City of Fort Wayne and Roy Buskirk Real Estate for Right-of-Way Buying Services for the *Time Corners Traffic Improvements*. Compensation for services performed shall be $13,800.00.

Dave Ross: Already before the Board we have had the appraisal services, the right-of-way acquisition and legal counsel services. This is the last phase of the right-of-way acquisition activity for this project. Roy Buskirk is very experienced in federal aid projects. This agreement will wrap up the right-of-way acquisition phase.

John Suarez moved approval. Motion carried.

20. Approval of Professional Services Agreement between the City of Fort Wayne and Applied Technological Services, Inc. for the GIS Rectification Pilot Project. Compensation for services performed shall be $15,000.00.

Karen Morris: This pilot project will help determine the amount of effort and dollar value associated with it to move our City GIS maps to a more absolute accuracy. I brought with me a map to help illustrate what rectification is (map is shown).

When you talk about GIS accuracy there is really three types: 1) Relative - is when someone states a hydrant is on the southwest corner of an intersection and you look outside the window and it really is on the southwest corner, 2) Temporal - is a timeliness factor. If the asset went into the ground how long does it take us to get it on our maps? We are very proud of our temporal accuracy. 3) Absolute – is where features actually lie on our map as compared to real world coordinates. This has been off plus or minus forty feet since the department began fifteen years ago.

We are finally in position after partnering with the County to get 2003 orthophotography and with our technology advancements to consider shifting our less than absolute accurate GIS features to the ortho-rectified positions. This pilot project will help analyze what it will take to

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shift our features to a better place. It will help our engineer's plan and design a lot better. It will help our maintenance crews prepare better before they go out into the field to identify structures or things that may complicate their work.

Ryan Chasey: Do you have any idea what the cost will be for this full project?
Karen Morris: No. That is why we are doing this pilot project. The cost for the pilot program is $15,000.00. Right now we can't even begin to budget for the full project. We are hoping this pilot program will give us a ballpark figure and then be able to go back to the budgetary process.

Greg Meszaros: Ryan, ultimately this will be significant investment to us to take all our data including water mains, sewer, zoning, etc. This is a project to pull us closer to one unified base map.

Ryan Chasey: I can see the positive applications for this.
John Suarez: Since the County will share with this information, will the cost be shared with the County?
Karen Morris: At this point the pilot project is to get an idea of what it will cost to shift the City features. Right now the counties are already ortho-rectified and accurate to the aerial.
Greg Meszaros: John, I would not anticipate the County paying for any rectification. If we go full bore at this it would be a decision the City would do because of the value to the City and its utilities. I think that would be one of the business things you would have to weigh. I don't think the County would participate in the cost.
John Suarez: Will the information be available for the County?
Greg Meszaros: We would certainly like to do that because the County and City have been willing to share their data with us and we would like to continue that process. In terms of changing our mapping to their mapping and the cost attributed to it, I do not anticipate the County paying for any of this.

Ryan Chasey moved approval. Motion carried.

21. Approval of Professional Services Agreement between the City of Fort Wayne and USI Consultants, Inc. for the design and inspection of a new salt storage building to be located at the existing Smith Road-Allen County Highway Department Facility. Compensation for services performed shall be $12,000.00.

Dan Brenner: The Street Department has been working with the Allen County Highway Department to build a new salt facility adjacent to the County's existing salt facility on Smith Road, near the airport. It will be used to service the southwest areas that will be annexed in January 1, 2006. The County used USI Consultants when they built their facility and we are asking the Board to approve the use of their services for this facility as well.

John Suarez moved approval. Motion carried.

22. Approval of Water Contract #2005-W-13, *Rothman Pointe Section I* between the City of Fort Wayne and Rothman Point LLC to construct a water main system to serve Rothman Pointe Section I. The project is privately funded and is located outside the City.

Nancy Townsend: This is a developer contract for a water main extension to serve the Rothman Pointe residential subdivision. It is located on the north side of Rothman Road just east of Maplecrest Road and west of Hazelett Road. It involves the installation of just over 1700 lineal feet of 6-inch and 8-inch water main to serve the proposed thirty residential lots.

Ryan Chasey moved approval. Motion carried.

23. Approval of Sanitary Sewer Contract #2005-S-9, *Villas of Valencia* between the City of Fort Wayne and Gilmore-Thomas Development to construct a local sanitary sewer system to serve Villas of Valencia. The project is privately funded and located outside the City. This contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: This is a sanitary sewer contract to serve the residential subdivision of the Villas of Valencia. It is located on the south side of Rothman Road, east of Maplecrest Road and west of Hazelett Road. It involves the installation of approximately 1400 lineal feet of sanitary sewer ranging in size from 8-inch to 12-inch. This project will serve 48 single-family residential lots in that addition. The contract does call for City sanitary sewer utility revenue funding for oversizing. The oversizing amount would go toward deepening and oversizing a portion of the sanitary sewer through this addition. It will allow us to meet our goals to extend the sewer further east to serve both developed and undeveloped property.

John Suarez moved approval. Motion carried.

24. Approval of Sanitary Sewer Contract #2005-S-17, *Valencia Section I* between the City of Fort Wayne and Gilmore-Thomas Development to construct a local sanitary sewer system to serve Valencia Section I. The project is privately funded and located outside the City. This contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: Valencia Section I is located just east of the Villas of Valencia on the south side of Rothman Road. This involves the installation of approximately 1400 lineal feet of sanitary sewer 8-inches and 12-inches in diameter. This sewer will serve 72 residential lots in this subdivision. It is both privately and publicly funded. The contract includes sanitary sewer revenue for oversizing in the amount of $32,981.00. Again, this will enable us to extend our sewer system to the east to serve existing developed and undeveloped properties.

Ryan Chasey moved approval. Motion carried.

25. Approval of Sanitary Sewer Contract #2005-S-18, *Villas of Fiddler's Creek* between the City of Fort Wayne and SBB Development Corp. to construct a local sanitary sewer system to serve Villas of Fiddler's Creek. The project is privately funded, located outside the City and is in a green zone. This contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: The Villas of Fiddler's Creek is located in the Communities of Foxwood. It is on the east side of Wheelock Road, north of I-469. This residential subdivision will include 30 lots for future home construction. The contract again calls for oversizing in this area. The Villas are located on the east and south part of the Communities of Foxwood. The sewer system running through this portion will be able to extend south and easterly to serve again developed and undeveloped property. The City's share of the oversizing cost to increase the line from 8-inch to 15-inches and deepen it will be $33,046.00.

I do want to point out on all of these contracts the City's share, area connection fees and surcharges are adjusted accordingly to account for these investments we make and will be passed along to future users who benefit from these investments.

John Suarez moved approval. Motion carried.

26. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7040-05, *Concrete Street Repairs 2A-05* decreasing the original contract price by $4,093.80. Including this Change Order the new contract price will be $145,657.60.

Mario Trevino: These various locations are located in the 2nd District. The bulk of this final Change Order can be attributed to fewer quantities for pavement construction. Basically, we did not use any anchor bolts here where we were able to use reinforcement instead of the

anchor bolts. All the other items were either marginally over or under the proposed quantities. The result was a decreasing Change Order.

Ryan Chasey moved approval. Motion carried.

27. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7045-05, *Miscellaneous Construction Package 4B*-05 decreasing the original contract price by $6,176.00. Including this Change Order the new contract price will be $132,853.00.

Mario Trevino: This project is located in the 4th District. The bulk of this Change Order can be attributed to fewer quantities for pavement construction and removal. All the other quantities were either marginally over or under the planned quantity. The result is a decreased Change Order for $6,176.00.

John Suarez moved approval. Motion carried.

28. Approval of Change Order #1 between the City of Fort Wayne and Maddox Industrial Contractors for Contract #1659-04, *Plant Three No. Sludge* increasing the original contract price by $6,500.00. Including this Change Order the new contract price will be $225,000.00. This Change Order will increase the calendar days.

Bill Maxwell: We need to make a correction. This is not a final Change Order, but it is Change Order #1. The project is nearing completion but we needed to make some changes that were discovered once we got into this project. One of the items that changed the contract price was for adding Pump No. 9 to this project. The Plant Three sludge pumping can operate more reliably during this time until we get to the next projects, so this was added into this project increasing the amount by $6,500.00. It will install the controls for the existing Pump #9 and be able to handle the alarms.

John Suarez moved approval. Motion carried.

29. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7040-05, *Concrete Street Repairs 2A-2005* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

30. Approval of Purchase Agreement between the City of Fort Wayne and Buyers, David L. Anglin and Suzanne S. Anglin for the property located at 1100 Herbert Street in the amount of $3,000.00.

Dan Brenner: On July 6th of this year the Board approved a Resolution declaring our intent to sell this real estate. We have adhered to the state statutes addressing the disposal of this real estate and are asking for Board approval to sell this property.

Gina Kostoff: Dan, if I recall there was another issue regarding Mr. Anglin and some easements is that correct? Has that been resolved?
Dan Brenner: Yes that is correct. It has been done in conjunction with that parcel sale.

John Suarez moved approval. Motion carried.

31. Approval of Memorandum of Understanding between the City of Fort Wayne Division of Public Works and City Utilities and the Board of Parks Commissioners for the Fort Wayne Greenway System.

Greg Meszaros: This is an MOU that would realign the reporting responsibilities of the greenway coordinator from the Division of Parks to the Division of Works and Utilities. Dawn Ritchie serves in that role now and has been working with various Parks and Division of Works and Utilities' staff. One of the things that really appeared through that was the expansion and maintenance of a significantly large greenway system really taps the strength of the Division of Works and Utilities more so that the Division of Parks. We have been working close with the Park's staff and Park Board to realign those reporting responsibilities for Dawn and some of the greenway functions up through the Division of Works and Utilities as opposed to Parks.

Still a very rich collaborative effort between the two divisions, Parks maintains a lot of the roles with the existing greenway system that connects parks to parks. This taps our strengths in managing large linear infrastructure systems that is our core competency, so I think Dawn and greenway will be more successful reporting up through our Division.

Gina Kostoff: The budget will be shifting from Parks to Public Works but I understand in reading the Memorandum that some of the costs still for maintenance of the greenway system will be shared by Parks and Public Works is that correct?

Greg Meszaros: The Parks Department is going to maintain maintenance and some of the costs with the existing greenway system that runs from park to park. As we expand the greenway off of that we will assume Dawn's salary in the future, but the Parks will pay for that through the end of this year.

Gina Kostoff: Are we anticipating the hiring of any additional staff to support Dawn?
Greg Meszaros: No, not at this time.

Ryan Chasey moved approval. Motion carried.

32. Approval of Escrow Agreement between the City of Fort Wayne, the Bank of New York Trust Company and Reynolds Inliner LLC for Contract #1726-05, *General CIPP 2005, Package 1*.

John Suarez moved approval. Motion carried.

33. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $42,967.87.

Ryan Chasey moved approval. Motion carried.

34. Approval of Agreement for Purchase and Sale of the Deer Track Wastewater Collection System and Treatment Plant between the City of Fort Wayne and Oakmont Development Company.

Ted Nitza: The proposed agreement before you today for your consideration would purchase the Deer Track Sanitary Sewer Utility for $32,000.00 from the current owner, Oakmont Development, principled by Mr. Mike Thomas as a friendly and mutually agreed transaction. This stand-alone utility is located in the northern edge of Allen County at the intersection of Tonkel Road and North County Line Road. This utility currently serves the Deer Track Golf Course, the offices of Spectrum Engineering and twenty-three residential homes.

The sewage is collected and treated by a small wastewater treatment plant commonly called a Package Plant. The treated and cleaned water is then discharged to an underground tile, which leads to the St. Joseph River. Ownership of this facility will continue the City's aggressive efforts to protect our drinking water supply. In addition this facility will provide opportunities for septic system relief both directly and indirectly. In its existing condition this facility could soon directly provide septic system relief for perhaps five to six additional homes. Indirectly, the operation and maintenance of this facility will hone City Utility's skills in a different tool for septic system relief. Alternatives from the continued expansion of pipes into the farther

reaches of Allen County could now be considered an expanded tool kit for environmental improvement. Similar facilities could then in the future provide septic solutions where other efforts have not been fruitful. Fort Wayne would continue to be the leader in the septic system relief in our community.

The rate the customers of Deer Track now pay will continue through a transaction in ownership. No rate increase to what the customers of Deer Track now pay will occur. In the future they would be subject to overall rate adjustments just like any other City Utility customer, but in a locally accountable publicly presented and City Council and Board of Works check and balance process.

Other service level improvements that Deer Track customers will notice they will have professionally staffed 24-hours, seven days a week call center from the community. This will be available not just during business hours or from another state to be responsive. A professional maintenance staff and equipment available 24-hours a day, seven days a week. They will have bill payment options by mail, by the Internet, by EBT. A bill dispute process that assures the questions and answers about their bill can be addressed in a professional manner. Unmatched economies of scale across some eighty thousand customers in this area for rate minimization for these operational, maintenance and administrative functions. City Utilities will continue to mow the lawn, fix the fence, troubleshoot and other day-to-day activities that are necessary at this facility all without a raise to the current rates paid by the Deer Track customers currently.

City staff has met with interested Deer Track customers at an evening public meeting in March. It was held at the Deer Track Golf Course Clubhouse; approximately fifty people attended this hour and a half event. City staff discussed the possible purchase at this time and also responded to several questions and concerns. The purchase price has also been scrutinized. Two independent appraisals have been conducted and each placed the market value of Deer Track at more than $40,000.00 more than 20% more than what the City is paying. In addition, to replace Deer Track today would cost almost a quarter of a million dollars. I believe that Mike Thomas had choices to whom he sold the Deer Track Utilities too and he could have fetched significantly more money from other sources. However, his choices assure that the best possible stewards would be taking possession of this utility. One that would continually balance the environmental protection and the needs of the community especially articulated by the soon to be completed comprehensive land use plan for Allen County. I do recommend approval of this Agreement before, which will result in the City's purchase of the Deer Track Utility. I can address any comments or questions you may have at this time.

Gina Kostoff: Is the current facility out there adequately treating the wastewater?
Ted Nitza: Yes. We have reviewed the operational records for more than a year. We have also corresponded, talked and met with officials from the Indiana Department of Environmental Management. There are no current enforcement or compliance actions at this time and IDEM looks forward to our ownership of that facility.

Gina Kostoff: I understand there may be some affected property owners present who wish to address the Board regarding the purchase. Before I allow you to speak I do want to make a couple of comments. It is my understanding that the City has met with the property owners in March and has been in contact with them as well. What I do want to make clear is that it is not a requirement of the Board to allow property owners to speak at this time, but in the interest of public comment and public discussion I will allow this. Please keep your comments concise and to the point and to the matter at hand. This is not a debate or a question and answer period, but I would like to hear what you have to say and I am sure the other Board members would too before we make a decision on this. Please state your name and address for the record.

Dennis Prader: I am the President of the Deer Track Association. My address is 6214 Deer Track Cove, Auburn, Indiana. We do have a couple of issues that we are still concerned about

and feel they have not been satisfactorily answered. One is the fact that back in March, Mary Jane and this gentleman (pointing to Ted Nitza) told us that we would have ample notice of this meeting. We just received letters yesterday at 12:00 less than 24-hour notice of this meeting. A lot of the homeowners out there, I being one, did not even receive a letter. We feel that we don't understand what the rush was that they give us less than 24 hours notice of this meeting. That is one concern. The other concern is that he did state our rates will not go up, but we are paying a premium rate now based on the fact that there were only twenty-two homes supporting that plant. Now, that it is going into the City of Fort Wayne and you have many, many customers, but yet we as a consumer did not receive any benefit from the overall purchase of the City. The $32,000.00 that Mr. Thomas is going to be receiving of the $75.00 dollars there is a $47.95 capital surcharge that the City is going to be charging us. We as an association feel that the $32,000.00 should be put in an escrow account to maintain the plant and for future maintenance of the plant instead of charging us the $47.00 monthly fee. We do not understand why Mr. Thomas is getting the money and now we will be left paying the maintenance and upkeep on it when you the City will own the plant. So, we feel as consumers we are caught between a rock and a hard spot at this time. We ask that this decision be postponed until we can meet further with the homeowners out there and may be seek legal advise because of the short, less than 24-hour notice on the letter.

Gina Kostoff: Thank you for your comments. Ted would you like to respond to that?

Ted Nitza: I believe Mary Jane would like to approach and respond.
Mary Jane Slaton: I did talk with Mr. Prader at the end of last week, Thursday or Friday. I told him we were anticipating that we would have this item on the agenda for today. We were waiting to be sure we had the appraisals at that point. I did mail letters on Monday. Some of the property owners probably did not receive those because they have Auburn addresses and I made the false assumption that it would take a day for the letters to arrive, but it took two. The notice was short, but I did discuss this with Mr. Prader last week.

Ted Nitza: The process that the City has gone through to investigate the appropriateness of this purchase did include the completion of two appraisal reports. The completion of those appraisal reports did come in on Friday and Monday of last week and this week allowing us to move forward. We felt that the conversations we have had since March and throughout the process have stated our intent to move forward with this purchase. We believe there has been enough time and the issue has been aware by the homeowners that we planned to move forward.

Gina Kostoff: Can you address Mr. Prader's concern regarding the capital surcharge.
Ted Nitza: Yes, I can. The next two items on the Board's agenda do include some of the financing mechanisms for the ownership of Deer Track Utilities. Similar to most other new areas of service in the Fort Wayne system there will be an area connection fee established for new customers tapping into that system, even the septic relief candidates we speak of will carry a one time upfront connection fee of $5,000.00. This would be the highest area connection fee in the City's system, but would reflect the specialized operations and system that exists for that.

The capital surcharge that Mr. Prader spoke of also again would be as an administrative function. City Utility customers right now that live outside the City limits pay a flat rate if they are not part of a water utility of $27.05. Through our analysis and in examining this process we were able to confirm that we could operate the system and provide for reserve funds for the eventual replacement of facilities and improvement of facilities over a reasonable term within the current $75.00 that those current residents pay. The resulting margin between the $27.05 and $75.00 that they do pay is $47.95. So in essence, our existing flat rate for out of City customers plus the capital surcharge being put in place would again equal the exact rate they now pay. It is interesting to note that residential customers in that area pay $75.00 per month. The commercial properties pay $200.00 per month. There are several areas in our

system that is receiving septic relief that are facing bills in this same range. We are confident and looking through the system that either the replacement of the Package Plant that currently exists there now in the 10-15 year timeframe would cost approximately $200 to $250,000.00. Installing a lift station to instead pump that sewage to our existing treatment plant would cost in the range of $400 to $800,000.00. These are significant dollars again for a very specialized area in remote areas of Allen County for sewer service. That marginal amount, the capital surcharge, in area connection fees paid for by both future customers and existing customers no more than what they pay now will again assemble those funds for the necessary improvements in the future. It would be prudent business planning for a self-sustaining area and utility.

Gina Kostoff: Those figures you gave us for either maintaining the current Package Plant or upgrading to a lift station those are based on today's figures and not keeping in mind with increased costs for construction or any future EPA or IDEM mandates that come down regarding sewage treatment that could drive those costs upward is that correct?
Ted Nitza: Yes, and at the same time those costs could go downward. We do not know at this point. For instance, we are fairly confident that the areas of the City of Fort Wayne, Leo or even Auburn would grow closer to these areas and decrease the cost of a lift station type alternative in the future. The important part is to start assembling those reserve funds, again no more than what they are paying now. This money will be put into a dedicated account and will be tracked and monitored and be ready and available once those improvements are necessary. It also could be that those improvements are necessary before the amount of money necessary to provide for those improvements can be assembled. In that case, City Utilities would take the responsibility for putting in those improvements and then seeking those funds from those revenue sources after the fact. City Utilities takes responsibility of owning and maintaining the system and then putting in improvements, as they are necessary, regardless of what the revenue or funding mechanisms will provide.

Greg Meszaros: I would like to recap the goals of this. We are not obligated to buy this utility. This is something that as we analyzed it we decided it was good business for the community and for our utility. First of all this utility was for sale and owned by the Oakmont Group. We have been talking with them and they have been looking for someone to purchase this utility. We are not purchasing it from the neighbors, but from the owner of the utility right now. The reason for the purchase is that we: A) we make sure that this Package Treatment Plant is well run and it doesn't start to pollute our drinking water supply, so that is in the community's interest. A quarter of a million people draw their drinking water from the St. Joe River and we want to make sure these plants are well run. If this utility is for sale we are interested from that perspective. B) We are able to keep the homeowners whole and that they pay $75.00 a month now and $75.00 after we own it and they get a great utility. C) This gives us some ability to learn more about package treatment plants so that we might be able to determine where that is a good fit for septic tank relief in other areas. We did not purchase the utility to try and reduce the rates for the homeowners. We did this because it was on the market and because it serves our goals to protect the drinking water supply and diversifies our experience and improves our ability to deploy septic tank relief challenges. We are not condemning this utility. We are not purchasing it from the neighbors and we are not doing it to reduce the rates for these customers. We are doing it for the community good.

Ryan Chasey moved approval. Motion carried.

Gina Kostoff: Just a note for the property owners, the City will always remain available to Answer questions through this process. There are other items that are related to this that are coming up on our Agenda and will go before City Council as well, so there are other opportunities for public input here.

35. Approval of Resolution #92-8-3-05-1, *Deer Track Area Sanitary Sewer Connection Fee.*

36. Approval of Resolution #92-8-3-05-2, *Deer Track Area Sanitary Sewer Capital Improvement Surcharge.*

Ted Nitza: These two items for the Board's consideration would install the financial mechanisms for ownership of the Deer Track Utility. The first item is an area connection fee similar to area connection fees that exist for most other areas with City Utilities. You would pay that fee upfront as you connect into the utility. That money would be used for future or previous improvements in that area to make that capacity available.

The next item is for capital surcharges. It would install a $47.95 capital surcharge that would again match the existing rates that Deer Track customers now pay. That money will be used for assembling the revenue necessary to provide for future improvements to maintain and keep the facility operational. I can address any comments or questions the Board may have, but I do recommend approval.

John Suarez moved approval of Items #35 and #36. Motion carried.

37. Approval of Barrett Law Claims in the amount of $1,292.92 for the week of August 3, 2005.

John Suarez moved approval. Motion carried.

38. Approval of General Accounting Claims in the amount of $6,252,017.71 for the week of August 3, 2005.

Ryan Chasey moved approval. Motion carried.

39. Old Business:

40. New Business:

Award: Essex Emergency Repair 2005 to T-E Inc. in the amount of $57,790.00.

Ron Sheppard: Last week Mark Gensic introduced an emergency repair for the Essex Water Main. We received bids last night at 4:00 p.m. We recommend awarding this to T-E Inc., as they were lowest of four bidders on this particular project.

Gina Kostoff: What is the anticipated construction time?
Ron Sheppard: They are starting immediately and are supposed to complete this by September 20th.

John Suarez: Didn't we have an emergency water repair here before?
Ron Sheppard: We had one repair a couple of years ago. At that time we re-routed the existing 12-inch water main that ran through the center of the building. It was installed in the early 1920's. During that time different expansions at the plant took place. We repaired a water main that broke right underneath their elevator shaft. We did an emergency repair and re-routed it around the outside of all their existing buildings and under the river and tied back in on the west side of the river. This particular water main serves their internal water system and is still a City main, but it goes underneath an existing loading dock.

We also had an area that was broken in the past is actually out in the open and does not have any buildings over it, however; it is an old main and has a history of breaks. We are trying to get brand new main on the outside of all the buildings.

Greg Meszaros: Was this the same main that broke recently?
Ron Sheppard: It was not the same main. It is on the opposite side of the building. From this point on everything will be on the outside of the building.

John Suarez moved approval. Motion carried.

Meeting adjourned 10:10 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: _____
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 3, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 10:12 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Nancy Townsend, Mike Thornson – Development Services.

1. Approval of Board of Stormwater Management Minutes for the week of July 27, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #2005-ST-07, *Culver's Restaurant* between the City of Fort Wayne and Gulf Coast Development Corp. to construct a local storm drainage system to serve Culver's Restaurant in the amount of $14,727.28.

   Nancy Townsend: This is a public storm sewer contract for Culver's Restaurant, which is located near Dupont Road and I-69. This involves a relatively short extension of a public stormwater system including 255 lineal feet of 12-inch reinforced concrete pipe and two inlet structures.

   John Suarez moved approval. Motion carried.

3. Approval of Amendment #1 to Professional Services Agreement between the City of Fort Wayne and The Troyer Group, Inc. for the *Sunshine Avenue-Garden Club Drive Stormwater Improvement*. Compensation for services performed shall be $13,600.00.

   Mike Thornson: A few weeks back we held a public hearing on the condemnation process in which we took over a number of easements for this particular project. The Troyer Group, our engineer, had completed the plans for the project (maps are distributed). The area is just north of Smith Field Airport and off of Cook Road. The dashed orange line on the map is the existing Braun county regulated drain. The yellow lines are the proposed improvements from the Troyer Group's plans. During the process of obtaining easements, it was brought to our attention that there is a large drainage problem alongside Lima Road and some of those properties. We do not have complaints in our database, so we weren't aware of those until we got into that process. The large pink area on the map shows the area where the water collects that comes off Lima Road and State Road 3. The highway actually funnels the water into this area.

   There are some Lima Road improvements proposed by the State, however; those could be done sometime within the next 5-10 years or at the worst 10-15 years and the plans could change. We agreed to look into this problem and talked with the property owners and met with them as well. On the east side there are some minor things we could do with our project and I have included those within this Amendment. The County Drainage Board asked us to make some improvements in our inlet configuration. We can make some simple changes to our design and be able to take additional water in that area. To the north of that area we can do some simple grading to help drain that area.

This Amendment will look at these three problems areas and it includes some surveying, design and some easement work. By expanding our project to include these areas it just puts us over the threshold for the Rule 5 permits, which the Troyer Group will do for an additional $13,600.00.

Greg Meszaros: Is it your judgment that this is a reasonable adaptation of our project plan?
Mike Thornson: It is because I have been out to see the homes on the west end there. They do have a drainage problem and they have a lot of standing water. It is not their fault, but probably the highway's fault. We have an opportunity to help them out. Our yellow lines do have the capacity for this.

Greg Meszaros: This is just an enhancement and not a total retooling of the design, correct?
Mike Thornson: Exactly, it is just an expansion of the project.

Greg Meszaros: If I remember correctly there were one or two fellows that wanted the project, but wanted us to do something about the trouble spots and did not want to sign off their easements. Did this resolve the actual easement acquisitions from these folks?
Mike Thornson: There were two easements and I have those signed easements in hand. I told them I would not record those easements until I can show them these plans. If by chance they still don't like the plans we do have the easements and we can go forward with the yellow areas and maybe some additional work. We may chop off some of the work on their properties that would help them. It does not seem probable.

Gina Kostoff moved approval of Amendment #1. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned 10:17 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
AUGUST 10, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Karyn Heiney, Justin Brugger, Nathan Baggett, Matthew Wirtz – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Nancy Townsend – Development Services. Jon Perlich – Public Information Services. Denise Porter-Ross – Neighborhood Specialist. Rick Orr – Right-of-Way. Len Poehler – City Utilities Administration. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of August 3, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7057-05, *Beechwood Circle.*

BIDDER	BID AMOUNT
Key Concrete	**27,992.00**
Engineer's Estimate	$24,016.00

3. RECEIVE BIDS: Improvement Resolution #7058-05, *Chancellor Drive.*

BIDDER	BID AMOUNT
Brooks Construction	**42,694.00**
Hipskind Concrete	44,693.40
Wayne Asphalt	45,585.00
Engineer's Estimate	$34,695.00

4. RECEIVE BIDS: Improvement Resolution #7063-05, *Brooklyn Avenue and Nuttman Avenue.*

BIDDER	BID AMOUNT
Key Concrete	**6,470.00**
Engineer's Estimate	$6,018.00

5. RECEIVE BIDS: Improvement Resolution #1673-05, *Indian Village Phase 3 Water Main Replacement.*

BIDDER	BID AMOUNT
All Star Construction	**636,996.25**
Infra Source Underground Construction	929,084.00
Midwest Mole Inc.	736,511.73
S&S Directional	723,605.00
Engineer's Estimate	$775,000.00

6. RECEIVE BIDS: Improvement Resolution #1742-05, *WPCP Centrifuge Upgrade Improvements.*

BIDDER	BID AMOUNT
Mason Engineering	303,000.00
RE Crosby Inc.	**298,862.00**
Engineer's Estimate	$330,000.00

7. Improvement Resolution #1538-2002, *WPCP Primary Clarifiers and Plant Upgrades.*

Mark Gensic: This project is not new to the Board. We have been designing these Primaries for over a year and a half now. We are ready to go to bid in September. The engineer's estimate for this project is $29,000,000.00, but we think the bids will come in less than that. The cost of the improvements will be paid for by the funds from the Fort Wayne Sewer Utility. The construction consists of the wastewater treatment facility buildings and concrete structures including site work, yard piping, structural, architectural, process piping and equipment, plumbing, heating, ventilation, electrical and instrumentation and control, for the primary treatment and disinfection facilities improvements to the existing preliminary and secondary treatment facilities. This project is necessary for the protection of public health and welfare of the inhabitants of the area and the safeguarding of property within that area.

Greg Meszaros: I would like to make mention that Item #11 deals with the financing mechanism for this project.
Gina Kostoff: Would you like me to read Item #11 at this time?

Len Poehler: We have selected SRF financing for our projects like the Primaries project, the Dechlorination project and the Parkerdale project. We have asked for $40 million dollars. If we spend less than that we will only borrow what we spend. We expect the interest rate to be around 3.15%, an extremely attractive rate. The interest rate will be reduced slightly to help pay for half of the cost of the Parkerdale project, a savings of over $1 million dollars.

The Parkerdale project is a non-point source septic tank relief project that receives special financial incentives when financed through the SRF. Because of the favorable rate, we will finance this over a 20-year period instead of the typical revenue bond's at a 15-year term. The longer period will also leave more borrowing capacity in the future.

Ryan Chasey moved approval of Items #7 and #11. Motion carried.

8. Improvement Resolution #1743-05, *Union Chapel Phase 4 – Diebold to I-69.*

Matthew Wirtz: The project before you today is a water main extension on Union Chapel Road. It consists of 2,165 feet of 16-inch water main, 5 fire hydrants and other appurtenances necessary for this replacement project. The project is in conjunction with the Allen County road work. The project is a public utility benefit. I can address any questions you may have.

John Suarez moved approval. Motion carried.

9. Improvement Resolution #7064-05, *Public Sidewalk Curb Ramp Package B-2005.*

Mario Trevino: This is the last curb ramp package for this year concentrating in the 4th, 5th and 6th Districts. It will involve the construction of ADA ramps, concrete sidewalks, curbs and seed mulch restoration for 53 intersections. It will also include some drive work in specific locations in the 6th District along Plaza Drive, east Wayne Street, Winter Street, Rudisill, Bowser Street and Anthony Boulevard funded through 6th District CEDIT dollars. The bid opening is scheduled for August 31st and the completion date is set for November 30th.

Ryan Chasey moved approval. Motion carried.

10. Approval of Resolution #1714-2004, *Butler and Sprunger Roads Sanitary Sewer Petition Project.*

Nancy Townsend: This is a sanitary sewer extension to serve three existing properties located on Butler Road. This project was developed in response to a petition from property owners requesting the service. It will include the installation of 337 lineal feet of 8-inch sanitary sewer and taps to serve the three properties. The property owners waived their preliminary hearing in order to move forward with this project. This Resolution included bids from three contractors and the low bidder was Earth Construction. The total cost of the project is estimated to be $24,675.00. Because it is a petition project the property owners will participate in sharing in the cost. The property owner's share will be $6,000.00 per tap. In essence, the cost breakdown for the total project for the property owners is $18,000.00. The sanitary sewer utility amount is $6,600.00.

John Suarez moved approval. Motion carried.

11. Resolution #92-8-10-05-1, Approval of Bond Ordinance recommending its adoption to the Common Council of the City and Authorizing the Reimbursement of certain expenses from Bond proceeds and other related matters.

12. AWARDS from Transportation Engineering Services for the following Resolutions:

#7047-05, *Inwood Drive, Phase II* to Hipskind Concrete
#7048-05, *Cook Road, Phase I* to Hipskind Concrete
#7055-05, *Stratton Road* to Wayne Asphalt
#7061-05, *Miscellaneous Construction Package 4A-05* to Robbco, Inc.

Contract Compliance concurs with these awards.

Ryan Chasey moved approval. Motion carried.

13. Approval of Construction Contract #7046-05, *Franke Park Drive & Wells Street Intersection* between the City of Fort Wayne and Wayne Asphalt in the amount of $241,394.30.

John Suarez moved approval. Motion carried.

14. Approval of Construction Contract #1681-2004, *WPCP Warehouse Improvements* between the City of Fort Wayne and Hamilton Hunter Builders in the amount of $103,032.00. Prior approval has been requested.

Ryan Chasey moved approval. Motion carried.

15. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ for the *Maumee Dam Tainter Gate Replacement*. Compensation for services performed shall be a not-to-exceed amount of $22,900.00.

Gina Kostoff: What is a Tainter Gate?
Nathan Baggett: Basically it is a large "C" shaped piece of metal that slides up and down to adjust the water flow into the dam. This Professional Services Agreement before you is for the bidding, construction, engineering assistance and design of the new Tainter Gate. This project entails some structural engineering and careful construction staging as well as aspects for mechanical and electrical engineering. DLZ has the necessary expertise in all those areas and

we recommend approval. The scope of work and cost for this agreement will be a not-to-exceed figure of $22,900.00. I will be happy to answer any questions the Board may have.

John Suarez moved approval. Motion carried.

16. Approval of Professional Services Agreement between the City of Fort Wayne and US Infrastructure, Inc. for the *Highland Park Additional Water Main Replacement*. Compensation for services performed shall be $77,200.00.

Matthew Wirtz: This project is located in the area of Clinton and Coldwater Roads. It includes just under 10,000 feet of water main replacement. This has been a high water main break concentration in this area. It is one of the top complaint areas for rusty water and standing water. This agreement will be with USI, a local firm that has completed several utility projects for us. We recommend approval.

Ryan Chasey moved approval. Motion carried.

17. Approval of Professional Services Agreement between the City of Fort Wayne and Operations Management International, Inc. for the *Electrical Services Inspector at the WPC Plant*. Compensation for services performed shall be $96,000.00.

Cheryl Cronin: This agreement will allow us to get electrical and utility support for our capital projects at the Three Rivers Filtration Plant, Water Pollution Control Plant and some lift stations. This will provide identification of the electrical capital projects, pricing of the projects, procurement of materials and equipment, oversight services and some installation services.

Mark Gensic: As a utility's engineer I am here to say not every project needs an engineer. There is a lot of electrical work to be done at the plant and considering this plant was built in the 1940's this person can be very beneficial. This is also an efficiency move on our part to eliminate engineering where it is not necessary.

John Suarez moved approval. Motion carried.

18. Approval of Water Contract #2005-W-10, *Brickshire Section II* between the City of Fort Wayne and Maysville Park Development, LLC to construct a water main system to serve Brickshire Section II. The project is privately funded and located inside the City.

Nancy Townsend: This is a residential subdivision located in the northeast part of Fort Wayne. This includes the installation of 1,210 lineal feet of 8-inch ductile iron water main, two fire hydrants and thirty-four one-inch services.

Ryan Chasey moved approval. Motion carried.

19. Approval of Water Contract #2005-W-15, *4901 Adams Center Road – Logistics Drive* between the City of Fort Wayne and the Fort Wayne Redevelopment Commission to construct a water main system to serve 4901 Adams Center Road – Logistics Drive. The project is privately funded and located inside the City.

Nancy Townsend: This project area is located on the southeast part of Fort Wayne. This is a short water main extension that includes 475 lineal feet of 12-inch ductile iron water main. This is sort of a Phase I type project. The Redevelopment Commission owns 330 acres there that they plan to develop into an industrial type park sometime in the future. This will immediately provide service to a new business that is locating at that point. This is non-utility funded project.

John Suarez moved approval. Motion carried.

20. Approval of Sanitary Sewer Contract #2005-S-19, *Brickshire Village Section II* between the City of Fort Wayne and Maysville Park Development, LLC to construct a local sanitary sewer system to serve Brickshire Village Section II. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This includes the installation of just over 1,600 lineal feet of sanitary sewer to serve thirty-four residential lots. This is inside the City and privately funded.

Ryan Chasey moved approval. Motion carried.

21. Approval of Sanitary Sewer Contract #2005-S-20, *1020 E. Dupont Road –Dr. An* between the City of Fort Wayne and Sungshik and Mijung An to construct a local sanitary sewer system to serve 2050 E. Dupont Road – Dr. An. The project is privately funded, located inside the City and is in a green zone.

Nancy Townsend: This project area is located on the north side of Fort Wayne. Again, this is a short sanitary sewer extension of just over 300 feet to serve two commercial buildings.

John Suarez moved approval. Motion carried.

22. Approval of Sanitary Sewer Contract #2005-S-21, *Parkview Plaza Office Building Phase 4* between the City of Fort Wayne and Tony and D. Renee Hicks to construct a local sanitary sewer system to serve Parkview Plaza Office Building Phase 4. The project is privately funded and located outside the City. The project is in a green zone. This contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: This project is located on the north side of Fort Wayne. This will include the extension of 400 lineal feet of 8-inch sanitary sewer. It will provide sewer service for a commercial building.

Ryan Chasey moved approval. Motion carried.

23. Approval of Change Order #1 & Final between the City of Fort Wayne and Strebig Construction for Contract #1649-2004, *Modification to WPCP Centrifuge Building Door* decreasing the original contract price by $2,000.00. Including this Change Order the new contract price will be $14,179.00.

Bill Maxwell: This project is completed and the Change Order reflects work allowance that was not used.

John Suarez moved approval. Motion carried.

24. Approval of Change Order #1 between the City of Fort Wayne and Bunn Excavation, Inc. for Contract #7050-05, *Jefferson/Washington/Maumee* maintaining the original contract price. This Change Order reflects an increase in calendar days.

Mario Trevino: This change order is to extend the completion date from August 15th to September 16th. There were delays in the process of the project that narrowed the construction window. The bid opening occurred on June 15th, but the award was not approved until June 29th. In turn, this project did not get on City Council's agenda for prior approval until July 26th.

Ryan Chasey moved approval. Motion carried.

25. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

#2005-S-05, *Stellhorn Road*
#2005-S-11, *4334 Ardmore Avenue-Strahm Contract Interiors*
#2004-S-38, *Bass Road (My Fathers House)*

John Suarez moved approval. Motion carried.

26. Approval of Interlocal Agreement between the City of Fort Wayne and the Redevelopment Commission for Infrastructure Improvements in Southwest Allen County. The cost participation agreement amount is $1,955,425.00.

Rick Orr: This is an agreement between the Board of Public Works and the Redevelopment Commission who has graciously agreed to reimburse the City for our local share of our engineering and right-of-way land acquisitions for the Ardmore Avenue extended project. They have also agreed to pay the local share of the Ardmore construction contract with INDOT.

Ryan Chasey moved approval. Motion carried.

27. Approval of Easement Agreement between the City of Fort Wayne and Mr. Ronald Murphy. The City desires to grant to "Murphy" an easement for the garage, which encroaches upon the City Parcel.

Kristine Degabriele: Good morning, Board. First, let me give you a little history about the document you have in front of you. Back in 1996, a permanent flood protection levee easement was granted to the City by Ron Murphy on a parcel of land that he owned along the St. Joe River. In return, the City agreed to grant Mr. Murphy a permanent easement on City land for the encroachment of an existing garage. Unfortunately, upon research, it was discovered that there is no record of the easement for the encroachment. The document in front of you is an Easement Agreement that will follow through with the City's 1996 agreement to Mr. Murphy, a permanent easement for the encroachment.

John Suarez moved approval. Motion carried.

28. Approval of Escrow Agreement between the City of Fort Wayne and Hamilton Hunter Builders for Contract #1681-2004, *WPCP Warehouse Improvements*.

Ryan Chasey moved approval. Motion carried.

29. Approval of Release of Escrow received from Shook Heavy & Environmental Group for Construction Contract #642-2002, *WPCP Headworks Improvement Project #1* in the amount of $652,006.75.

John Suarez moved approval. Motion carried.

30. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $155,063.00.

Ryan Chasey moved approval. Motion carried.

31. Approval of Barrett Law Claims in the amount of $1,176,520.63 for the week of August 10, 2005.

John Suarez moved approval. Motion carried.

32. Approval of General Accounting Claims in the amount of $5,519,752.72 for the week of August 10, 2005.

Ryan Chasey moved approval. Motion carried.

33. Old Business:

1.) Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for *Project Manual Standarization*. Compensation for services performed shall be $69,600.00.

Mark Gensic: The agreement before the Board today is for the standardization of our project manuals. These project manuals should be concise, accurate and be consistent. Presently, the wet and dry sides use different forms and different language in their project manuals for the same type of work activity. This standardization would lend itself to a more efficient process and be consistent in the use of the same forms. I will let Karyn Heiney give you further input into this agreement.

Karyn Heiney: Good morning, Board. Mark has pretty much covered everything relating to this agreement. The services requested were to review, update and standardize the Project Manuals that were being utilized by both the Public Works (dry side) and City Utilities (wet side) Departments. I'm sure the Board is familiar with what a project manual is (a copy is shown) and that from this document come the bids that the Board receives every week from the contracting community. As the City continues to bid especially large construction projects it would be important that our project manuals be accurate and consistent.

We would be implementing the EJCDC format which is a nationally recognized standard developed by a group consisting of members from the national architectural, contracting and engineering professional organizations and have been tested in the court system nationwide. The EJCDC stands for Engineers Joint Contract Documents Committee.

This PSA would standardize forms and language, provide consistency and efficiency in the processes utilized by City departments. It will also provide reduced risk exposure for the Board of Works and the City by using the EJCDC's nationally accepted format in the case of litigation.

Gina Kostoff: This will help the contractors know that they will be using the same forms for all projects that go through the Board of Public Works and, therefore; this project will provide consistency for them as well.

John Suarez moved approval. Motion carried.

34. New Business:

Meeting adjourned 9:40 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 10, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:41 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, and Marilyn Huth. Ron Sheppard – Engineering Support Services. Mark Gensic, Justin Brugger – Planning and Design Services. Kristine Degabriele – Law Department. Ted Nitza – Water Resources. Chuck Bailey – Contract Compliance. Jon Perlich – Public Information Services. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of August 3, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Storm Sewer Contract #1654-2004, *IIT-Hanover Street Storm Sewer Improvement* between the City of Fort Wayne and All Star Construction in the amount of $378,907.72.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:43 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
AUGUST 17, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey and Marilyn Huth. John Suarez – Absent.
Greg Meszaros, Jim Haley – City Utilities Administration. Mark Gensic, Justin Brugger – Planning and Design Services. Bill Maxwell - Engineering Support Services. Dave Ross – City Engineering. Mario Trevino, Connie Burnett – Transportation Engineering Services. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Mary Jane Slaton – Water Resources. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of August 10, 2005.

   Ryan Chasey moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1661-2004, *Three Rivers Filtration Plant Sodium Bisulfite Storage Building*.

BIDDER	BID AMOUNT
Allen County Builders	**130,000.00**
RE Crosby	157,300.00
Michael Kinder & Sons	143,600.00
Fetters Construction	173,000.00
Hamilton Hunter Builders	209,548.00
W.A. Sheets & Sons	145,000.00
Engineer's Estimate	$117,000.00

3. RECEIVE BIDS: Improvement Resolution #7062-05, *Clinton Street Lane Reduction*.

BIDDER	BID AMOUNT	ALTERNATE BID
Brooks Construction	**103,721.92**	**7,331.00**
Engineer's Estimate	$63,134.28	$4,434.00

4. Improvement Resolution #7065-05, *Concrete Street Repairs 2B-2005*.

   Mario Trevino: The scope of work includes spot concrete street reconstruction, drive approach reconstruction, drainage improvements and restoration. The locations included in the project are Neighbor Drive, Summerwood Court, Seaforth Lane and Sunbury Drive. This project will be bid with an alternate to determine if the bid items come in low enough to include additional locations on Neighbor Drive. The bid opening is set for September 7th and the completion date is scheduled for November 30th.

   Ryan Chasey moved approval. Motion carried.

5. Resolution #92-8-17-05-1, *North Maumee B Area Sanitary Sewer Area Connection Fee*.

Nancy Townsend: As the Board is well aware the Board has established area connection fees in place for a number of years. The area connection fees were established to provide for the necessary growth and development of our sanitary sewer system. They were established to find a mechanism that would allow those benefiting from the expansion of our sewer system to pay for that benefit, the concept being development paying for development.

Consequently, we have established various area connection fees to adjust for the needs in our system to allow for that growth such as cleaning sewer systems, putting in relief sewers, etc. In this case, the north Maumee B area is on the east side of town where there has been a lot of commercial and residential growth in that area. The current area connection fee in this area is just under $1,000.00. We have reached or are nearing the capacity of our existing facilities out there, which includes a lift station and interceptor sewer. We now need to move forward to allow for additional growth through ultimately maybe an EQ basin and those sorts of things. It is time to adjust this fee upward and we recommend increasing it to $1,950.00 per ERU to account for the needs in that particular shed area for growth and expansion.

Ryan Chasey moved approval. Motion carried.

6. Resolution #92-8-17-05-2, *Upper Spy Run Area Sanitary Sewer Connection Fee.*

Nancy Townsend: Again, this is a resolution requesting and recommending an increase in development of a new shed, which is the Upper Spy Run located in this area (map is shown). We have just recently invested some funds in this area for deepening and oversizing an interceptor sewer to serve Raven's Cove, which is developing now and for some undeveloped property north and west of that area. Additional investments will be necessary for utility and so we feel it is appropriate to increase the fee in this area to $925.00 per ERU.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #1673-2005, *Indian Village Phase 3 Water Main Replacement* to All Star Construction in the amount of $636,996.25. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

8. AWARDS from Transportation Engineering Services for the following Resolutions:

#7057-05, *Beechwood Circle* to Key Concrete, Inc.
#7063-05, *Brooklyn Avenue and Nuttman Avenue* to Key Concrete, Inc.

Contract Compliance concurs with this award.

Ryan Chasey moved approval of Item #8. Motion carried.

9. Approval of Construction Contract #7061-05, *Miscellaneous Construction Package 4A-05* between the City of Fort Wayne and Robbco, Inc. in the amount of $195,537.00.

Ryan Chasey moved approval. Motion carried.

10. Approval of Construction Contract #1686-04, *Three Rivers Filtration Plant High Resistance Grounding & Power Monitoring* between the City of Fort Wayne and Votaw Electric in the amount of $76,000.00.

Ryan Chasey moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Hansen Information Technologies for the *Hansen Asset Manager Implementation*. Compensation for services performed shall be a not-to-exceed amount of $396,000.00.

Jim Haley: This project will replace the City's existing Infrastructure Management System. This system has been in place for about twenty years. The usefulness of this new system will greatly increase to better track the work we produce, better track the resources of time and money and better plan for the work in the future.

We expect the project will take approximately nine months to complete. The majority of the work will consist of converting data from the existing system to the new system.

Gina Kostoff: Will this Hansen Asset Management System be used across the entire division of Public Works and Utilities?
Jim Haley: Yes.
Gina Kostoff: Do we anticipate that it will allow our current systems to operate better and communicate better?
Jim Haley: Yes that is correct. The work order system will be of the magnitude better than it was before. It will allow us to do business process. In other words, to make sure things that are meant to happen actually happen every time.

Ryan Chasey: Jim, I just want to say thanks for taking the time to come around and meet with Board members to explain this system. I did have questions at the beginning, but it has become increasingly clear where this is all headed. I think it is a positive step for your division and under Greg's leadership of quality improvements.

Ryan Chasey moved approval of Item #11. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for the *Filtration Plant Filter Valve Replacement Phase I Final Design*. Compensation for services performed shall be $208,665.00.

Mark Gensic: This project is at our Water Filtration Plant and is the final phase of the treatment. We are proceeding with putting together the final plans and specifications for the bid documents for the filter valve replacement. We have incorporated a little bit of facilities planning within this first phase of the design, so we can set the stage for two future phases. This will cover plant two and this is covered in our $60 million dollar bond issue both the design and construction for this phase of the filter valves. We have put a lot of work in design planning and instrumentation control efforts at the plant and we are now ready to proceed with putting together the final plan to take competitive construction bids.

Ryan Chasey moved approval. Motion carried.

13. Approval of Sanitary Sewer Contract #2005-S-22, *Chapel Court Villas Section III* between the City of Fort Wayne and Jay & Kay, LLC to construct a local sanitary sewer system to serve Chapel Court Villas Section III. The project is privately funded and located inside the City.

Nancy Townsend: This project is located on the northwest corner of Auburn Road and Union Chapel. It includes the extension of approximately 830 lineal feet of 8-inch sanitary sewer to serve twenty-eight residential lots. We do have available capacity and it is privately funded.

Ryan Chasey moved approval. Motion carried.

14. Approval of Sanitary Sewer Contract #2005-S-23, *Chapman's Bridge Section I Offsite – Evard / Liechty Sanitary* between the City of Fort Wayne and Ervin E. Evard to construct a local sanitary sewer system to serve Chapman's Bridge Section I Offsite-Evard / Liechty properties. The

project is privately funded and located outside the City. The contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: This area is located on the northeast part of town out in the Communities of Foxwood. It includes a short sanitary sewer extension of about 350 lineal feet and will provide sanitary sewer service to two existing residential properties. This is an example where as development is occurring in certain areas there are existing properties in the area that we worked with the developer to position the sewer and deepen it to a point where it can provide service to existing properties. These two property owners are now moving forward with the extension to provide service to their homes.

Ryan Chasey moved approval. Motion carried.

15. Approval of Change Order #4 to Professional Services Agreement between the City of Fort Wayne and Shook Heavy & Environmental Group for Contract #642-2002, *WPCP Headworks Project* decreasing the original contract price by $225,000.00. Including this Change Order the new contract price will be $18,815,135.00.

Gina Kostoff: I will read the next three items as they are linked together.
Bill Maxwell: The issues you have just heard are related to a very large Headworks project. Construction is complete and we are doing some tie ups to bring this all together. This Change Order will bring the completion to date and decreases the contract amount by $225,000.00, which will go toward paying for the services between Donohue & Associates and CH2M Hill. We have had some additional tasks being done by Donohue and then some additional time is connected to CH2M Hill, so these three items work together to handle the closure of this portion of the project.

Gina Kostoff: Do we anticipate final Change Orders or Amendments for this project?
Bill Maxwell: There will be a final Change Order for the task itself, but this handles the end of the contract itself.
Gina Kostoff: Is that for both of the consultant engineers?
Bill Maxwell: Yes that is correct.

Gina Kostoff: What date are we looking at for the CH2M Hill Amendment, which states that the Amendment extends the contract construction completion date?
Bill Maxwell: That will become September 15th, 2005.
Gina Kostoff: What was the completion date originally?
Bill Maxwell: May 3rd, 2005.

Ryan Chasey moved approval of Items #15, #16 and #17. Motion carried.

16. Approval of Amendment #2 to Professional Services Agreement between the City of Fort Wayne and Donohue & Associates to cover phosphorus analyzer relocation design and additional engineering services for the WPCP Headworks project. Compensation for services performed shall be $139,616.00.

17. Approval of Amendment #2 between the City of Fort Wayne and CH2M Hill to extend the construction contract completion date for WPCP Headworks project. Compensation for services performed shall be $89,380.00.

18. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's water distribution system:

#1704-2005, *Irene Byron Flow Metering*
#2003-W-24, *Huntertown Feeder Main-Northbrook Segment*

Ryan Chasey moved approval of Item #18. Motion carried.

19. Approval of Agreement between the City of Fort Wayne and Paul I. Cripe, Inc. for right-of-way engineering services for *Wayne Trace: Oxford Street to McKee Street* in the amount of $33,910.00. This is a Federal-aid project and the amount will be split 80-20 through the Indiana Department of Transportation.

Gina Kostoff: The City Engineer has asked us to hold this Item for one week.

Ryan Chasey moved to Hold Item #19. Motion carried.

20. Approval of Potable Water and Sanitary Sewer Service Agreement between the City of Fort Wayne and General Motors Corporation, Fort Wayne Assembly Plant whereby the City agrees to continue to provide service to General Motor's Truck Assembly Plant for five years from date of contract.

Mary Jane Slaton: Our contract with General Motors for the provision of water and sanitary sewer services expires this year. Ted Nitza and I have been working for the past few months with GM to re-negotiate and renew that contract. Our negotiations have been very cooperative, very open and indicative of our ongoing good relationship with GM. This contract has very few substantive changes in it. GM is considered to be one our wholesale contract customers, so one of the things this new contract does is to put our agreement with General Motors more into the standard format that we are using for all of our wholesale customers.

The biggest change is in the water meter calibration section. Under the old contract we removed and recalibrated General Motors water meters twice a year and typically, they were within a very close tolerance to reading at 100%. We mutually agreed that we would go to an every year calibration, instead of every six months. It is a savings to the City of several thousand dollars a year.

We added language that was suggested by GM covering our access to the plant for work such as the calibrations. It just gives us ingress and egress, but we agree in the contract to follow all of their safety procedures, workers compensation procedures, etc. There is no change in our rates and charges, although we have notified General Motors that we are considering a water rate increase later this year, so they are aware of that. Our rates for General Motors are set through ordinance for sewer rates and through our rate cases for water rates.

There is no change in the amount of water that we agree to supply or the amount of sewage we agree to treat. With your signature today, this contract becomes effective for another five years.

Ryan Chasey moved approval. Motion carried.

21. Approval of Easement Agreement and Warranty Deed between the City of Fort Wayne and Janis F. Stetzel to convey and warrant to Janis F. Stetzel a tract of land located between Jacobs Creek Subdivision and the St. Joseph River.

Dan Brenner: Last spring the Board approved a Like Kind Exchange of this real estate. This exchange will allow the City to consider the site for capacity improvements to its interceptor sewer system. As part of the exchange the City will be granted an easement access to the property it is receiving. We are asking the Board to approve this Easement and Deed, which will allow us to set a time and date for closing of this transaction.

Ryan Chasey moved approval. Motion carried.

22. Approval of Full Release of Escrow received from All Star Construction for Construction Contract #656-02, *West Rudisill Subbasin-Oakdale Sewer Separation* in the amount of $280,589.90.

Ryan Chasey moved approval. Motion carried.

23. Approval of Barrett Law Claims in the amount of $914.01 for the week of August 17, 2005.

Ryan Chasey moved approval. Motion carried.

24. Approval of General Accounting Claims in the amount of $6,175,986.42 for the week of August 17, 2005.

Ryan Chasey moved approval. Motion carried.

25. Old Business:

26. New Business:

Meeting adjourned 9:28 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 17, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:29 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, and Marilyn Huth. John Suarez – Absent.
Mark Gensic, Justin Brugger – Planning and Design Services.
Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance.
Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of August 10, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's stormwater system:

   #2003-ST-01, *Family Video 902 Goshen Road*
   #2004-ST-19, *St. Peters Senior Apartments*

   Gina Kostoff moved approval of Item #2. Motion carried.

3. Approval of Escrow Agreement between the City of Fort Wayne and All Star Construction for Contract #1654-2004, *IIT-Hanover Street Storm Sewer Improvements*.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned 9:31 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
AUGUST 24, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Abby Kennedy, Justin Brugger – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Dave Ross – City Engineering. Mario Trevino – Transportation Engineering Services. Nancy Townsend – Development Services. Jon Perlich – Public Information Officer. Jim Riemke – Street Light Engineering. Mary Jane Slaton, Ted Nitza – Water Resources. Rick Orr – Right-of-Way. Craig Berndt – Department of Redevelopment. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of August 17, 2005.

   Ryan Chasey moved approval. Motion carried.

2. Recommendation from City Engineering and the Department of Redevelopment to reject the bid submitted by Brooks Construction for Resolution #7062-05, *Clinton Street Lane Reduction.*

   Dave Ross: This bid was recommended to be rejected. We had one sole bidder on this, which was Brooks Construction. The estimate was 64.29% over the engineer's estimate. We did take a look at the bid and found there were a number of items on the bid that we thought were too high. It could be because of the lateness of the season or the fact that the project is now under resurfacing. We felt that Redevelopment should review the project and see what is necessary to re-bid again at a time when there may be additional contractors available to make it more competitive.

   Gina Kostoff: When do we anticipate re-bidding?
   Dave Ross: Probably late this year or early in the springtime when the weather changes.
   Gina Kostoff: Hopefully, will we be completed with the majority of construction prior to the festival season?
   Dave Ross: Redevelopment wants that project to be completed before the first major festival.
   Ryan Chasey: Do you foresee any increased costs to us because that resurfacing has taken placed?
   Dave Ross: No, actually the resurfacing will create a surface where they will do a saw cut and butt up against the new pavement. There will be two patches for storm sewer work that will go into the new pavement, but they will be minor.
   John Suarez: When it was presented to us they said they wanted it completed at the same time as the resurfacing that is going on right now.
   Dave Ross: Yes, but there were other factors that were involved with that. We discovered an old brick sewer just immediately under where we wanted to plant the trees, so we had to do some modifications with city utilities to line the sewer to prepare for the improvements. There were a number of issues with the tree planting and the brick edging to give it an aesthetic value that we had to coordinate, so it extended the original project past the resurfacing.

   John Suarez moved to reject the bid. Motion carried.

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3. Approval of Resolution #92-8-24-05-2, *Till Road Area Drinking Water Availability Fee.*

Ted Nitza: The Till Road area is on the northwest part of town bounded by Lima, Dupont, Bethel and Wallen Roads. It is a service area looking for increased growth in the future. We have been working with investors and other provisions to install and start to articulate the necessary improvements on the water utility perspective to serve that area. As part of that area this Resolution today will install a water availability fee similar to the sewer area connection fee. The onetime upfront charge is necessary to help pay for and provide for the infrastructure and improvements going into that area, again growth paying for growth. The water availability fee will be $500 per ERU or single family resident. This means as new customers in that area hook up into the new infrastructure they will be contributing $500 or their share to make these improvements necessary. I can address any questions or comments the Board may have at this time, but I do recommend approval.

Ryan Chasey moved approval. Motion carried.

4. AWARD: Resolution #7058-05, *Chancellor Drive* to Brooks Construction in the amount of $42,694.90. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

5. Approval of Construction Contract #7047-05, *Inwood Drive, Phase 2* between the City of Fort Wayne and Hipskind Concrete in the amount of $315, 838.61.

Ryan Chasey moved approval. Motion carried.

6. Approval of Construction Contract #7048-05, *Cook Road, Phase 1* between the City of Fort Wayne and Hipskind Concrete in the amount of $160,978.20.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #7055-05, *Stratton Road*, between the City of Fort Wayne and Wayne Asphalt in the amount of $233,091.50.

Ryan Chasey moved approval. Motion carried.

8. Approval of Construction Contract #1673-2005, *Indian Village Phase 3 Water Main Replacement* between the City of Fort Wayne and All Star Construction in the amount of $636,996.25.

John Suarez moved approval. Motion carried.

9. Approval of Water Contract #2005-W-14, *Villas of Valencia* between the City of Fort Wayne and Gilmore Thomas Development, LLC to construct a local water main system to serve the Villas of Valencia. The project is privately funded and is located outside the City.

Nancy Townsend: This project is located just south of Rothman Road and east of Maplecrest Road. This contract includes the installation of approximately 1780 lineal feet of 6-inch and 8-inch ductile iron water main to serve forty-eight planned single-family residential lots. It includes one-inch services for each of those lots and five fire hydrants. It is entirely privately funded.

Ryan Chasey moved approval. Motion carried.

10. Approval of Sanitary Sewer Contract #2005-S-24, *Eagle River* between the City of Fort Wayne and Millennium Development, Inc., to construct a local sanitary sewer system to serve Eagle

River. The project is privately funded and is located outside the City. This contract contains provisions for Waiver of Remonstrance against annexation.

Nancy Townsend: This subdivision is located east of Leo Road and east of Mayhew Road on the northern part of the City. This project includes sanitary sewer service that will serve the fifty-three acre subdivision that includes ninety-two single-family residential lots. The project includes the onsite work necessary to provide sanitary sewer service to the subdivision. It also includes some offsite work that was necessary for us to accommodate that many users. It includes an upgrade to an existing public lift station and a relocation reroute of an existing forced main. It includes the total of 10,500 lineal feet of sanitary sewer and thirty-three manholes. It is entirely privately funded.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights and Signals, Inc., for Contract #294-05, *CANI-FWUL-Allen County Library Street Light Improvement* decreasing the original contract price by $890.65. Including this Change Order the new contract price will be $26,770.35.

Jim Riemke: We were able to substantially save some money because we beat the contractors in on a couple of the approaches reducing our push quantities. We had a savings of 3.22%. It was bid with the driveways in, because we did not know the timing of each driveway to go in. If the Board has any more questions I can address them at this time.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7053-05, *Miscellaneous Construction Package 2005* increasing the original contract price by $10,268.10. Including this Change Order the new contract price will be $74,182.10.

Mario Trevino: As you can see on the map (map is shown) all of the green pins represent the miscellaneous construction package. This final Change Order represents eight additional locations, which increased the quantities for the curb removal, curb type 2B concrete sidewalk, topsoil, curb ramp and mulch seeding at the request of the Councilman in the 4th District. The result is an increase Change Order for $10,268.10.

John Suarez moved approval. Motion carried.

13. Approval of Water Pollution Control Treatment Agreement between the City of Fort Wayne and the Town of Grabill whereby the City of Fort Wayne agrees to provide sewage treatment for a term of twenty years.

Ted Nitza: I request that the Board read the next Item as well.

14. Approval of Water Pollution Control Treatment Agreement between the City of Fort Wayne and the Maysville Regional Water and Sewer District whereby the City of Fort Wayne agrees to provide sewage treatment for a term of twenty years.

Ted Nitza: The proposed contracts before you for your consideration culminate well over a year of work with staff and also the direct involvement of representatives from Grabill and the Maysville Regional Sewer and Water District. These contracts renew our long-standing relationship to be the sewer service provider to these communities. The new contracts include expanded service areas and some provisions for supporting growth in those communities if they so desire. It installs similar financing mechanisms to ensure that their growth contributes to the corresponding improvements that are necessary to our system in order to provide for that

growth. It directs attention to minimizing weather performance or problems that may occur during rain or other wet weather events. It also has several other updates and improvements to the existing contracts that both parties felt comfortable with moving forward with. Grabill and the Maysville Regional Sewer and Water District have already partially executed their separate contracts. I do recommend approval, but can answer any comments or questions the Board may have.

15. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's water distribution system:

#1601-2004, *Anthony Wayne, South Walton Avenue Acre & Mount Vernon Park*
#2004-W-07, *Brooklyn Medical Association Building*

John Suarez moved approval. Motion carried.

16. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's sanitary sewer system:

#2005-S-01, *Heritage Place at Trails Edge*

Ryan Chasey moved approval. Motion carried.

17. Approval of Partial Release of Sanitary Sewer Easements between the City of Fort Wayne and the Department of Redevelopment for *Southtown Centre*.

Craig Berndt: Before the Board today is a request for the Partial Release of Sanitary Sewers at Southtown Centre. These are easements that are no longer being used at this time. We are asking for them to be released off of their property titles. I have included three maps that relate to the documents before you. The first map includes a system that was entirely a forced main system and actually taken out, but the easement was never released. The second and third maps include systems that have been vacated and replaced by the new system that is already installed and tested. The replacement easements for all three have already been recorded as part of this secondary development. We turned the new system over to the City for ownership and then we will be coming back to the Board with a request to release the remaining easements that will be taken out of service at that time.

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John Suarez moved approval. Motion carried.

18. Approval of Utility Registration Statement between the City of Fort Wayne and Paulding-Putnam Electric Cooperative, Inc. for the City rights-of-way.

Rick Orr: A few years ago we passed a Right-of-Way Ordinance. One of the items in that ordinance was the requirement of any public utility using our right-of-way to register with us so that we know contact information, telephone numbers, contact information in the event of an emergency and proper insurance, naming the City of Fort Wayne as additional insured. I did not know that this company was using any of our right-of-way until just recently. Redevelopment is developing a small industrial park off of Adams Center Road, so the work entailed relocating a pole line and the owners of that pole line happened to be Paulding-Putnam Electric Cooperative. We found they had not registered with us. The area that they are in has not been in the City limits all that long, but they have now registered and we have all the necessary information for them.

Ryan Chasey moved approval. Motion carried.

19. Approval of Release of Escrow received from All Star Construction for Construction Contract #1601-2004, *Anthony Wayne, South Walton Avenue Acre & Mount Vernon Park*.

John Suarez moved approval. Motion carried.

20. Approval of Barrett Law Claims in the amount of $20,506.80 for the week of August 24, 2005.

Ryan Chasey moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $3,635,483.17 for the week of August 24, 2005.

John Suarez moved approval. Motion carried.

22. Old Business:

Approval of Agreement between the City of Fort Wayne and Paul I. Cripe, Inc. for right-of-way engineering services for *Wayne Trace: Oxford Street to McKee Street* in the amount of $33,910.00. This is a Federal-aid project and the amount will be split 80-20 through the Indiana Department of Transportation.

Dave Ross: We received the design approval on this project from the Board of Public Works and we are now into the right-of-way acquisition phase. A draft agreement was submitted to INDOT and they made some suggested revisions to the unit prices that Mr. Cripe originally submitted for the right-of-way engineering services. When I first submitted this agreement last week I noted that some of the unit prices were not correct, so I sent the agreement back and they now have sent a revised agreement with the proper numbers. It meets both my recommendation and INDOT's recommendation for approval.

Ryan Chasey moved approval. Motion carried.

23. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 24, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, and Marilyn Huth. John Suarez – Absent.
Mark Gensic, Justin Brugger – Planning and Design Services. Kristine Degabriele – Law Department.
Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of August 17, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1804-2005, *Crown Colony Pond Outfall Improvement & Bank Stabilization.*

   Nancy Townsend: Crown Colony is located on the southeast part of town, south of Tillman and Hessen Cassel Roads. This project contains two components, the City Utilities and property owners. I will discuss the public portion of the project first.

   Crown Colony has a series of public storm sewers that drain their streets and properties that run throughout the entire addition. It is discharged into a series of retention and detention ponds within the addition. There are two outfall points, areas where the public's storm sewers discharge into a pond where the pipes have shifted and dropped resulting in large sink holes and some erosion along parts of the bank near the discharge locations as well as, comprising the flow of the water out of the pipe. The City's project includes the replacement of two sections of the storm sewer, some bank stabilization by the placement of gabions along the portion of the pond bank that is associated with our outfall pipes and replacement of spillway. We have received three bids for that part of the project. Liberty Construction is low at $42,875.00.

   There are two properties that are adjacent to the pond. In talking with the property owners they have some concerns about erosion along the banks that are adjacent to their properties. They have expressed an interest in doing something to stabilize the banks along their properties. They fully understand that it would be their responsibility and their cost. So as part of that, we included that in our bid package to the contractors. After our engineers evaluated it they felt that riprap would be the way to go to mitigate that erosion. We included that component into our bid to our contractors thinking the property owners might want to participate with the contractor that we award to do the work. The quotes came in for that work and it was cost prohibitive for them to include that given Liberty's quote and the other quotes. They met with a contractor of their own and received a price of what they could afford for doing some of that work, that being the placement of the riprap. Their contractor would not be able to obtain the material to do the work, just the labor portion.

   We then went to Hansen Supply, who is a pipe and material supplier that we have on contract through water maintenance to supply materials. They have unit costs for these items and riprap is one of these items. The unit price for riprap by itself is $7.45 per ton and $3.00 per ton for delivery for a total unit cost of the material and delivery of $10.45. We made the offer to the property owners that we would work with Hansen to get them the material and then they would

pay us the cost associated with that. There are two property owners affected by this: 3435 Lynfield Drive and 4003 Strathdon Drive. The Lynfield Drive property needs approximately 90 tons of riprap and the Strathdon Drive needs 105 tons. The individual property cost would be $940.50 and $1,097.25 respectively. The property owners are very enthusiastic and interested in moving forward with this arrangement.

Greg Meszaros: I remember this came before the Board as kind of a complex situation. These ponds are really unique and not owned by the neighborhood association. They are really attributed to the individual properties. Do I understand this correctly? We would deliver the material to the site and the property owners would pay us for the material cost and delivery and then they would secure the resources they need to actually install the material, is that correct?

Nancy: Yes that is correct. They have a document that we put together and that they will sign saying that they will pay the said costs and that the material will be installed in a manner consistent with our plans and by December 31st of this year. We did not want to get into a position and have material laying somewhere for years that we purchased and not being used. We have a commitment signed by the property owners that they will pay us back and they will again have it in place consistent with our plans by December 31st. They are very enthusiastic and I wouldn't be surprised if they didn't have it done within two weeks. Their contractor will take advantage of our contractor's work probably working at the same time.

Greg Meszaros: It sounds like you work very hard with the neighborhood. It takes time to put these projects together and it gets frustrating too. You and your staff did a really nice job.

Nancy Townsend: I might mention that our contractor is scheduled to be in work on August 30th and we should have substantial completion by September 30th.

Gina Kostoff: I want to echo Greg's comments. I met with those property owners as well when they came before the Board with a long presentation. You did an awesome job in finding a win-win solution.

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John Suarez moved approval. Motion carried.

3. Approval of Resolution #92-8-24-05-1, *IIT-Hanover Storm Sewer Improvements* discontinuing remonstrance concerning the appropriation and condemnation of real property in support of the construction of the IIT-Hanover Street Storm Sewer Improvements.

   Justin Brugger: Previously this Board passed a Resolution appropriating and condemning both permanent storm sewer easements and permanent ingress and egress easements for construction of this project. I am pleased to report that we have come to an agreement with the property owner and he has voluntarily conveyed the easements to the City. Therefore, we will no longer need the Remonstrance Hearing previously scheduled for today.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned 9:31 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST:
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
AUGUST 31, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Nathan Baggett, Matthew Wirtz, Mike Hicks, Justin Brugger – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Nancy Townsend, Mike Thornson – Development Services. Jim Riemke – Street Light Engineering. Mary Jane Slaton – Water Resources. Tom Cain – Community Development. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of August 24, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7064-05, *Public Sidewalk Curb Ramp Package B-2005*.

BIDDER	BID AMOUNT
Hipskind Concrete	**359,361.00**
Key Concrete	365,210.00
Engineer's Estimate	$345,764.35

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3. Emergency Resolution #92-8-31-05-1, *1816 Lynn Avenue & 2406 N. Anthony Boulevard*.

   Mike Hicks: This is an Emergency Resolution for the repair of one of our old combination sewer lines. It is located in the alley just east of North Anthony at Lynn Avenue. It is a 12-inch line built in 1914 and it is thirteen feet deep. Four contractors have been invited to submit quotes on the repair.

   Ryan Chasey moved approval. Motion carried.

4. Recommendation from Engineering Support Services to reject the bids submitted by R.E. Crosby and Mason Engineering for Resolution #1742-05, *WPCP Centrifuge Upgrade Improvements*.

   Ron Sheppard: We are asking the Board to reject the bids on this particular project. In reviewing the bids we found them to be above the engineer's estimate. We also want to change the contract documents to be more specific on the time that the centrifuges can be taken out of service. When we originally bid this we were not real specific as far as the timing during the year that we would like this work done. It is real important to the plant and we would like to tighten up our specifications for this job and re-bid it. We are asking Donohue to look at their engineer's estimate to figure out why it was 16% off. Although that is not a huge amount, we would still like to know why we were not closer to what the contractors were bidding.

Gina Kostoff: When do you expect to re-bid this project?
Ron Sheppard: I would guess within the next month or month and a half. We want to make sure that we tighten up the specs.

John Suarez moved approval. Motion carried.

5. AWARD: Resolution #1661-2004, *Three Rivers Filtration Plant Sodium Bisulfite Storage Building* to Allen County Builders in the amount of $138,400.00.

Ryan Chasey moved approval. Motion carried.

6. Approval of Supplemental Agreement Clause for the Installation of City Consolidated Attraction Signage Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT) for the visitor directional signs.

Tom Cain: This relates back to an agreement the Board approved on June 29th. It is an agreement between the Indiana Department of Transportation and the Board of Works regarding the installation of City consolidated attraction signage on various state roads in and near the City of Fort Wayne and Allen County. INDOT brought to our attention a newly created requirement that the City agreed to comply with a Telephone Solicitation's Act as required by Indiana Code 5-22-3-7 which essentially says that the City agrees not to participate in telephone solicitations prohibited under State law.

This has become a boilerplate addition to all of the State's contracts and was sent to us after the INDOT staff in Indianapolis reviewed the contract that was prepared earlier. It has just recently become a requirement I believe in July, probably during the process of reviewing the contract that we struck to this date. Our City attorney, Tim Manges has reviewed this and states the initialing of this Agreement by Board Members as a supplement to the original contract would have no adverse affect on the City's operation. In fact, in his opinion, he feels that the Indiana Code doesn't apply to subdivisions of government anyway, but in order to proceed with the project he feels it is appropriate for us to move forward with this. Dave Ross is of similar opinion. We recommend the Board's initialing of the Supplemental Agreement Clause to send down as part of that contract.

Gina Kostoff: I can't particularly think of a time when the City would participate in telephone solicitation, but if it makes the State happy I will entertain a motion to approve.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #7057-05, *Beechwood Circle* between the City of Fort Wayne and Key Concrete in the amount of $27,992.00.

Ryan Chasey moved approval. Motion carried.

8. Approval of Construction Contract #7059-05, *Lake Avenue* between the City of Fort Wayne and E&B Paving in the amount of $210,337.00.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #7060-05, *Hoevelwood Association Miscellaneous Repairs* between the City of Fort Wayne and Key Concrete in the amount of $20,432.00.

Ryan Chasey moved approval. Motion carried.

10. Approval of Construction Contract #7063-05, *Brooklyn Avenue and Nuttman Avenue* between the City of Fort Wayne and Key Concrete in the amount of $6,470.00.

John Suarez moved approval. Motion carried.

11. Approval of Water Contract #2005-W-16, *Villas of Fiddler's Creek* between the City of Fort Wayne and SBB Development Corp., to construct a local water main system to serve the Villas of Fiddler's Creek. The project is privately funded and located outside the City.

Ryan Chasey moved approval. Motion carried.

12. Approval of Professional Services Agreement between the City of Fort Wayne and Dave Flueckiger for the *Northwest Pump Station #1 & #2 PLC Programming Improvements*. Compensation for services performed shall be $3,800.00.

Matthew Wirtz: This Agreement is for assistance from Dave to help us with some programming issues for the PLC's at the existing Northwest Pump Station #1 and the new station #2. Dave was the original programmer on the project and we have asked him to come back and do some additional programming for some communication in alarms and issues that did not get done or resolved. He will assist the plant staff in cleaning up some of those issues. His hourly rate in comparison to what we have paid previously is incredible and it is a good opportunity for us.

John Suarez moved approval. Motion carried.

13. Approval of Professional Services Agreement between the City of Fort Wayne and Allison Van Zandt to consult and advise Fort Wayne City Utilities Administration on the implementation of public education and involvement programs related to the implementation of the City's NPDES Stormwater Quality Regulations.

Mary Jane Slaton: As you may know our water quality education specialist that we hired through the partnership for water quality, Allison Van Zandt has left that position to take a part time job with the City of New Haven. We were relying on her for some public information assistance through the end of the year of which was related to our stormwater phase two program and some of it related to a GLC grant for production of sediment and erosion control video. What we would like to do is to hire Allison on an as-needed basis to work about twenty hours a month for us to continue to provide some of the consulting services. This would help to get us through the gap until we are able to hire a new water quality education specialist through the partnership. Allison is working part time for the City of New Haven and does have some time available that she could commit to us. She will probably be working with us a few hours in the afternoon.

Ryan Chasey: Is there any conflict with her working for New Haven and then working for the City?
Mary Jane Slaton: No, New Haven is one of our partners in the Partnership for water quality and is aware that she is doing some work for us. Some of this is related to the GLC grant video project, which has benefits for all of us. Her boss is aware that we are moving into this contract with her and he does not have an issue with it.

Ryan Chasey moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and E&B Paving for Contract #7039-05, *Resurfacing Package 1*-2005 decreasing the original contract price by $84,752.49. Including this Change Order the new contract price will be $1,173,416.51.

Mario Trevino: This resurfacing package was located in the 1st, 2nd and 3rd Districts with milling and resurfacing in those areas. This final Change Order for this package involves several decreases in quantities. The combination of fewer quantities used and in some cases over

estimating the bituminous items created a significant savings. We also used fewer square yards of milling and compacted aggregate. All the other items were just marginally under or over the planned quantities resulting in a decreased Change Order.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and Robbco, Inc. for Contract #7044-05, *Suburban Heights/Mt. Vernon Park Addition Concrete Repairs* decreasing the original contract price by $8,463.76. Including this Change Order the new contract price will be $132,904.24.

Mario Trevino: This package is located in the 6th District. This final Change Order involves several decreases in quantities. The largest items saved were in concrete walk, curb, drive approach, concrete pavement construction, which created a savings in compacted aggregate, bed coarse material and pavement and concrete removal. We also had less asphalt patching and subsurface drainage. We added one additional inlet and created an item for tree removal resulting in a decreased Change Order.

Ryan Chasey moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and R.E. Crosby, Inc. for Contract #1117-2003, *Northwest Pump Station #2 - Phase 2* increasing the original contract price by $1,985.00. Including this Change Order the new contract price will be $582,985.00.

Bill Maxwell: This final Change Order for this project is so that we can close out this project. There was a work allowance designed for this project of $15,000.00. We are bringing together all of the Change Orders that were issued during this time and so there would be a net increase of $1,985.00. The two major items that were involved with this was an additional to the stormwater detention basin and a relocation of a radio tower because of its proximity to the airport. Do you have any further questions?

John Suarez moved approval. Motion carried.

17. Approval of Change Order #2 & Final between the City of Fort Wayne and Insituform Technologies for Contract #1717-2004, *General CIPP Package #3-2004* decreasing the original contract price by $7,333.00. Including this Change Order the new contract price will be $935,042.00.

Ron Sheppard: These are final quantity adjustments for this particular project. We found more 18-inch liner that had to be done, so we had an increase of $15,000.00. We had 20-inch liner included in the project, but we didn't use any of it. When we got out into the field we found the pipe size was incorrect, so that was pretty much a trade off there. The other large item we had was for lateral reinstatements. We came up with 61 additional laterals that were not projected and we needed to pay for them, which accounted for a $14,000.00 increase. We only used a portion of the work allowance, so we had a $26,000.00 decrease on that item. It was a net decrease so we are very happy with the project.

Ryan Chasey moved approval. Motion carried.

18. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as an integral part of the City's transportation system:

#7044-05, *Suburban Heights/Mt. Vernon Park Addition Concrete Repair*

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contract as an integral part of the City's sanitary sewer system:

#2005-S-14, *Culvers Restaurant*

Ryan Chasey moved approval. Motion carried.

20. Approval of recommendation from Street Light Engineering to accept the following Contract as an integral part of the City's street lighting system:

#294-04, *CANI-FWUL-Allen County Library Street Light Improvement*

John Suarez moved approval. Motion carried.

21. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $146,173.00.

Ryan Chasey moved approval. Motion carried.

22. Approval of Assessment Roll for Resolution #7053-05, *Miscellaneous Construction Package 2005* in the amount of $74,382.10.

John Suarez moved approval. Motion carried.

23. Approval of General Accounting Claims in the amount of $5,429,223.58 for the week of August 31, 2005.

Ryan Chasey moved approval. Motion carried.

24. Old Business:

25. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
AUGUST 31, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic, Nathan Baggett, Justin Brugger – Planning and Design Services. Kristine Degabriele – Law Department. Nancy Townsend, Mike Thornson – Development Services. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of August 24, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for the Pleasant Avenue Lift Station Upgrade. Compensation for services performed shall be a not-to-exceed amount of $23,200.00.

   Nathan Baggett: The agreement before you is for the design, construction and bidding services for the Pleasant Avenue Lift Station improvement project. It is to be completed by DLZ. The project involves electrical engineering, control issues and some structural engineering. The not-to-exceed fee of this agreement is $23,200.00. Planning and Design Services recommends the approval of the agreement.

   Greg Meszaros: Can you give me some more specifics on what the nature of the work is?
   The Pleasant Avenue Lift Station is pretty new and was constructed as part of our capacity improvement program. The assets were dedicated to stormwater utility since it is a separate stormwater system.

   Nathan Baggett: Currently, we have two manual screens that get cleaned at the time a storm event happens. Instead of the manual screens we will be putting in an automatic screen that will bring up debris and trash and deposit it onto a lower shelf. All of this will be below ground, out of view of the neighborhood. Our maintenance crews will go out and clean the five-foot drop. It is for ease of maintenance and maintenance safety.

   Greg Meszaros: Have you or will DLZ consult with Jeff Morris' group?
   Nathan Baggett: We consulted with Jeff Morris beforehand before moving forward with the project. He will be included in the design and is in favor of it. We will also be increasing some of the fence sizes, so maintenance will have an easier access to get to the pumps and the screens.

   Greg Meszaros: Has this been an area where we have been collecting a lot of debris from the new stormwater system?
   Nathan Baggett: Yes, the screens we have now have been damaged. We are assuming large debris or heavy flows have been hitting against the screen because it is partially bowed, so this will be a great improvement to the system.

   Greg Meszaros: I think if it interrupts the flows it will cause more problems upstream, so protecting the pumps and getting more productivity out of our maintenance workers is important.

John Suarez moved approval. Motion carried.

3. Approval of Professional Services Agreement between the City of Fort Wayne and Clark Dietz, Inc., for the Dau's Addition Stormwater System Improvement. Compensation for services performed shall be a not-to-exceed amount of $45,915.00.

Mike Thornson: This project is in a residential subdivision in the far northwest part of the City, just off Lima Road and north of Till Road. As you can see from the diagram (diagrams provided to Board members) it involves Billy Drive, Danny Drive and Dau Street. It has unapproved streets, depends on swales and culverts for drainage, which currently do not function. A lot of the swales have been filled in and the culverts have deteriorated. It is ranked 24th out of 121 projects on the DVS GRW Report in prioritization. It is listed on our list of stormwater bond projects that we hope to be covered by this bond. It should be ready for bid in the Spring of 2006 with construction that Summer. It was just brought to my attention that it could have some coordination opportunities with the Street Department who want to do some work out in that area as well.

Greg Meszaros: Would that be chip and seal work?
Mike Thornson: Yes.

Greg Meszaros: We are getting a lot of community support for our potential stormwater rate increase to help with chronic neighborhood drainage flooding. Ultimately, we will have to take it to City Council to get their approval for stormwater rates and hopefully a bond. If for some reason we were not successful in that effort and we wouldn't have the money to do some of these projects, could we stop this project or shelve the design until we had more money in the future? Would there be any problems with us doing that?
Mike Thornson: No, in fact the engineering is a smaller component of the overall cost. So, if that were to be the case we may put it off for a couple of years and add it to our typical Capital Improvement Program when the revenue funding would be available.

Gina Kostoff moved approval. Motion carried.

4. Approval of Change Order #1 & Final between the City of Fort Wayne and Crosby Excavating for Contract #1531-2003, *Washington Township ND6 Regional Detention Basin* increasing the original contract price by $11,414.61. Including this Change Order the new contract price will be $280,575.41.

Ron Sheppard: This is the final quantity adjustment for this project. When we got into doing the restoration and removal the contractor notified us there wasn't sufficient topsoil to redo the entire layer as called for in the contract. Originally, it called for four inches and we tried to limit it back to three inches over the entire project, but we still had to add additional funds to import topsoil to this particular project. This is the largest change on this project. Also, with some construction of Peg Perago's buildings we had to do adjustments from the original design to take in their downspouts that drain into the pond, which accounted for some minor adjustments as well.

Greg Meszaros: If I recall this was a project that benefited some of the industrial park area out there and because of that Redevelopment funded this project, is that correct?
Ron Sheppard: Yes and they are paying for the entire project.
Greg Meszaros: Including this Change Order?
Ron Sheppard: Yes.
Greg Meszaros: Have you consulted with them on this?
Ron Sheppard: They had money set aside for this far and above what we actually used. I think they set aside $400,000.00. We have not consulted with them. We felt this was a relatively small change considering how much they originally placed on this project. We do appreciate their contribution to this. If the Board would like I can take it back to them and consult them, but we felt it was a small enough number not to.
Greg Meszaros: As long as we are still well under their original amount.

Ron Sheppard: Yes, we are still under the amount.

Greg Meszaros: Is the project working and is it successful?
Ron Sheppard: Yes, it is up and running. I haven't been out there recently, so I am not sure if all the grass is growing. We will probably have to come back this Fall to make sure we have a good stand of grass.
Greg Meszaros: Ron, will the Stormwater Utility be the owner of the facility and the land?
Ron Sheppard: Mr. Thornson maybe you could answer that.
Mike Thornson: Yes, the City owned portion of the property and Peg Perago contributed the rest of the property for the detention basin, so the City will own it and maintain it.
Greg Meszaros: Would you Ron make sure as we wrap this up that we get this on our mowing contract and get it integrated into our land maintenance.

John Suarez moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Services to accept the following Stormwater Contract #2005-ST-07, *Culvers Restaurant* as an integral part of the City's stormwater system.

Gina Kostoff moved approval. Motion carried.

6. Old Business.

7. New Business.

Meeting adjourned 9:31 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 7, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros, Bob Kennedy – City Utilities Administration. Mark Gensic, Abigail Kennedy, Mike Hicks, Justin Brugger, Keith Hood – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino Mike Fruchey – Transportation Engineering Services. Nancy Townsend – Development Services. Chuck Bailey – Contract Compliance. Cathy Robb – Flood Control. Dan Brenner – Property Management. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of August 31, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #601-2004, *North McMillan Park Area Storm Sewer – Contract B.*

BIDDER	BID AMOUNT
All Star Construction	**1,138,812.75**
Crosby Excavating	1,202,093.50
Fleming Excavating	1,317,374.97
Geiger Developing	1,439,114.98
Engineer's Estimate	$1,288,193.00

3. RECEIVE BIDS: Improvement Resolution #1739-2005, *Felician Street (Fleetwood to Birchwood) Sanitary/Storm Sewer Separation.*

BIDDER	BID AMOUNT
All Star Construction	98,778.00
Bercot, Inc.	93,872.00
Land Construction	119,238.00
Pyramid Excavating	**93,054.20**
Scheidleman Excavating	126,980.78
Engineer's Estimate	$137,500.00

4. RECEIVE BIDS: Improvement Resolution #7065-05, *Concrete Street Repairs 2B-2005.*

BIDDER	BID AMOUNT	ALTERNATE BID
Brooks Construction	160,318.70	58,070.00
Key Concrete	**146,196.00**	**44,297.00**
Newell Construction	150,563.85	51,147.00
Engineer's Estimate	$142,217.37	$44,536.45

5. Resolution #1809-2005, *7900-8100 Block Wheelock Road Sanitary Sewer Extension.*

Nancy Townsend: This is an improvement resolution for a sanitary sewer extension project to serve four existing single-family residence. It is located in the 7900-8100 block of Wheelock Road on the west side of Wheelock and just north of I-469. We worked with the engineering firm and developer of Foxwood to develop a sewer design to serve these existing homes who desired sanitary sewer service. The resolution will help us to move forward with construction. The property owners desired the improvement and will pay for 100% of the cost, which is broken down in the attachment. We will manage the construction of the project and they in turn will pay the utility back in time payment arrangements. We received four quotes. Geiger Developing was the low bidder at a cost of $39,537.00. As we break that out between the four property owners their individual share will be just under $10,000 for construction. They will each pay their share for the inspection and construction management related costs estimated to be around $525.00 each.

Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #7064-05, *Public Sidewalk Curb Ramp Package B-2005* to Hipskind Concrete in the amount of $359,361.00. Prior approval has been requested.

John Suarez moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates for Resolution #1786-05, *WPCP Digester Interior Restoration*. Compensation for services performed shall be $165,824.00.

Mark Gensic: This project is another one of our major improvement initiatives at the Water Pollution Control Plant. As you know, we have completed some work for the primary pumping and we are about to take bids on our primary settling tanks and in this area (map is shown) we have six existing digesters for the sludge that is taken off the bottom of the settling tanks. This study and design project kicks off the first of several years work of improvements for the sludge digester system.

The City of Fort Wayne performs very well in the sludge process. We have what is called Class A sludge and we are fortunate to have good sludge drawing beds out on Lake Avenue. However, we are only operating five out of our six digesters. It is our proposal at this point in time to go ahead and plan the improvements for the six digesters, which we will fund over time, but move forward with the design of digester number six to put it back into service so we can rotate the other five digesters. We have budgeted for this first phase and we will move forward with the design for number six. We cannot do this outside of the context of a master plan for all the sludge digesting, so with this design six we will also do an update on our facility's plan and review all of our equipment. We will look at our gas handling equipment, our piping, our electrical upgrade and ventilation in order to get up to code. Because this is a gas-producing building we have code issues we have to review in order to made it safe for our plant staff. As always, we will have the instrumentation controls including some programming to do in order to continue to keep our plant as automated as we can in order to keep producing Class A sludge.

In a nutshell, this is a complicated project. This is the first phase and over the next several years you will be hearing more about it. We will continue to budget appropriately and go through our annual budgeting process to decide how much of this improvement and how aggressively we can go after this over the next several years. It is important to get number six back into service and operating. Up to now we haven't needed it, but because of the volume we have there and as we upgrade the plant we will be pulling more sludge off.

Greg, you may have some past history on those digesters that you might want to share. I know you approve of this project at this point in time.

Greg Meszaros: No, you have covered everything. We are just making sure that we gear up for the plant to treat a lot more wet weather waste and to have all those systems in place.

Mark Gensic: The proposed fee for this project is $165,824.00. Once we receive approval, we will take it to City Council. We will proceed within twelve to sixteen weeks to complete the design and then come back here for the public bids for that project.

Ryan Chasey moved approval. Motion carried.

8. Approval of Joint Funding Agreement between the City of Fort Wayne and the U.S. Department of Interior, U.S. Geological Survey for the operation and maintenance of three gauging stations: Cedar Creek near Cedarville, St. Joseph River and the Maumee River at Fort Wayne in the amount of $13,610.00.

Cathy Robb: This is our annual maintenance agreement that we have with the Indiana U.S. Geological Survey for the cost share of three gauging stations.

John Suarez moved approval. Motion carried.

9. Approval of Joint Funding Agreement between the City of Fort Wayne and U.S. Department of Interior, U.S. Geological Survey for the construction, installation, operation and maintenance of a stream gauge on the St. Mary's River at Rockford, Ohio in the amount of $29,000.00.

Cathy Robb: One reason this agreement is separate is because it is with the Ohio Geological Survey. This gauge is being installed for more pre-warning for Fort Wayne and the City of Decatur. Just to note that of the $29,000.00, $19,000.00 will be reimbursed to Fort Wayne through the Maumee River Basin Commission, the City of Decatur and the Adams County Emergency Management Agency. Fort Wayne's actual cost for installation and maintenance of this gauge will be $10,000.00.

Gina Kostoff: Do we anticipate this will help us in future flooding events by giving us a better idea of where the elevations will be?
Cathy Robb: Right now Decatur is our major point of pre-warning. This will give us even more pre-warning because this gauge is south of Decatur on the St. Mary's River.

Ryan Chasey moved approval of Item #9. Motion carried.

10. Approval of Memorandum of Understanding between the City of Fort Wayne Board of Public Works and Aboite New Trails, Inc. for the Development of Trails in Aboite Township.

Bob Kennedy: The document before you is a Memorandum of Understanding between the City of Fort Wayne and Aboite Trails Group. This is the first document of a few because we will be meeting with the Northwest Trails Group striking a similar agreement with them. This is an important document because the Aboite Trails will be linked to the City of Fort Wayne trail system through the tow-path trail and also, eventually will provide a link from Aboite Township all the way to New Haven through the City system. Our Legal Department, City Engineering, Greg Meszaros and myself have reviewed this document. We feel this is an important step in the City's long-term trail plan. This will transfer ownership after the trails are built to the City of Fort Wayne and the maintenance to the City of Fort Wayne. Eventually, there will be over eighty miles of trails within the City.

Gina Kostoff: So, it will only be the Aboite Trails portion that is within the City limits?

Bob Kennedy: Yes that is correct. The boundary limits that the City takes ownership of will be the same as the annexation line. I will be glad to answer any questions at this time and a representative from the Aboite Trails Group is here as well.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and T&E Inc., for Contract #1718-2004, *Point Repairs 2004* decreasing the original contract price by $5,630.00. Including this Change Order the new contract price will be $48,525.00.

Ron Sheppard: These are final quantity adjustments for this particular project. We ended up not using three sewer taps that were originally bid in this project and did not need repair. We did not use the work allowance as well.

Ryan Chasey moved approval. Motion carried.

12. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as an integral part of the City's transportation system:

#7039-05, *Resurfacing Package 1-2005*
#7053-05, *Miscellaneous Construction Package 2005*

John Suarez moved approval. Motion carried.

13. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's sanitary sewer system:

#1647-03, *Lake Forest Pump Station Rehab*
#1715-04, *Stellhorn Road-Reed Road Sanitary Sewer Extension*
#1717-04, *General CIPP Package #3 2004*
#1718-04, *Point Repairs 2004*

Ryan Chasey moved approval of Item #13. Motion carried.

14. Approval of Renewal of Lease Agreement between the City of Fort Wayne and Mayflower Investment Group, LLC d/b/a Club Soda.

Dan Brenner: Club Soda is a bar and grill located at 235 East Superior. They have been leasing this property from the City since 1998. The current lease expires on September 30th of this year. It contains an option to renew clause granting them the right to extend their term of the lease for an additional five years. We are here today to advise the Board that they have exercised their right and have asked for the Board to approve the extension of this lease.

John Suarez: Does the five-year extension include the same lease amount?
Dan Brenner: There is a consumer price index rate increase that will kick in at the inception of the new lease.

John Suarez moved approval. Motion carried.

15. Approval of Special Street Permit for Brickshire Village, Section II to include the following streets: South Medina Cove and Medina Cove between the City of Fort Wayne and the Maysville Park Development LLC.

Mike Fruchey: This permit for Brickshire Village, Section II lies within the 1st District. Transportation Engineering Services is recommending approval of the permit for the construction of south Medina Cove and Medina Cove. These sections will service thirty-four

residential lots and the total length of all sections is 1234.09 lineal feet. The residential street construction will consist of a twenty-seven foot wide roadway with two-foot rolled concrete curb sections over our standard asphalt pavement section of four inches of bituminous material over ten inches of compacted aggregate base. Concrete sidewalks and curb ramps will be constructed on both sides of the roadway. All construction will be consistent with the City of Fort Wayne standards.

Ryan Chasey moved approval. Motion carried.

16. Approval of Grant of Easement by the City of Fort Wayne for a drainage easement located in Allen County.

Nancy Townsend: I will try to be more specific about the location other than just Allen County. We are seeking a drainage easement on an existing ditch that is located along Winchester Road near Bluffton (maps are provided to Board members). This is an existing natural drain that runs through the property that is owned by the Board of Works being leased and utilized by the Parks Department for the soccer fields between the river and Winchester Road. The property that is identified with the asterisk on the map is developing, which will include a gas station and Subway shop. The drainage for that property would naturally go to the river. What we are seeking today from the Board is to grant an easement for that property to yourselves to establish a couple of things. As part of the agreement with the developer, he will be required to maintain and operate that ditch in the future. The easement will establish boundaries and limits to where those responsibilities begin and end. It will ensure his ability in the future to enter that area and make the necessary maintenance and operation improvements should the property be sold or owned by someone else. Once we establish an easement by the Board of Works we will be taking a maintenance agreement to the Board of Stormwater Management for this developer to then ensure that he will maintain this ditch in the future.

John Suarez moved approval of Item #16. Motion carried.

17. Approval of Escrow Agreement between the City of Fort Wayne, All Star Construction and Lake City Bank for Contract #1673-05, *Indian Village Phase 3 Water Main Replacement*.

Ryan Chasey moved approval. Motion carried.

18. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $9,938.00.

John Suarez moved approval. Motion carried.

19. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $3,293.17.

Ryan Chasey moved approval. Motion carried.

20. Approval of Barrett Law Claims in the amount of $7,439.13 for the week of September 7, 2005.

John Suarez moved approval. Motion carried.

21. Approval of General Accounting Claims in the amount of $3,450,166.54 for the week of September 7, 2005.

Ryan Chasey moved approval. Motion carried.

22. Old Business:

23. New Business:

Meeting adjourned 9:24 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
SEPTEMBER 7, 2005

BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:21 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic, Justin Brugger – Planning and Design Services. Ron Sheppard, Bill Maxwell – Engineering Support Services. Nancy Townsend, Tom Pallone – Development Services. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of August 31, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1808-2005, *Emerson Avenue & Meridian Street Improvement Package.*

   Tom Pallone: This Resolution involves two different locations where we have had chronic backup problems. The property owners have indicated they have had many occurrences of backups. We have had capacity improvement projects in and around the area, but these are isolated locations. The one is located at Emerson Avenue, east of Tyler and north of Spring Street in the North Highlands Association area. We have a piece of broken tile where the pipe has come up and is causing blockage. The best way to repair it is to install a manhole. The other location is on Meridian. There are several homes on Meridian that go through a common line and tap into a 10-inch sewer that is in an alley. The configuration in the alley is very close. It is a ten-foot wide alley and we need to put in a manhole that is fourteen and a half feet deep. There is a power pole right next to where we need to install the manhole. The cost of this installation is very high, but well worth it for the number of property owners having backup problems. We also requested that the contractors have these installed by the end of this month, so that we can stop the backup problems.

   Greg Meszaros: Tom, will these quotes take care of both of these locations?
   Tom Pallone: Yes.
   Greg Meszaros: I know I have been personally involved with some of the property owner's problems. We have had meetings with them, so it is good to see that we are moving forward to help with some of the persistent backups.

   John Suarez moved approval. Motion carried.

3. Approval of Storm Sewer Contract #2005-ST-08, *Brickshire Village, Section II* between the City of Fort Wayne Board of Stormwater Management and Maysville Park Development, LLC to construct a local storm drainage system to serve Brickshire Village, Section II in the amount of $26,179.00.

Nancy Townsend: This is a contract for Brickshire Village, Section II located northeast of downtown, just north of Maysville Road and south of Stellhorn. It includes the installation of nearly 550 feet of 12-inch and 15-inch storm sewer that will become part of the public system. It is privately funded.

Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned 9:30 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 14, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: John Suarez, Ryan Chasey and Marilyn Huth. Gina Kostoff – Absent.
Greg Meszaros, Len Poehler - City Utilities Administration. Mark Gensic, Keith Hood – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Nancy Townsend, Mike Thornson – Development Services. Chuck Bailey, Carl Wilson – Contract Compliance. Dan Brenner – Property Management. Rick Orr – Right-of-Way. Jon Perlich – Public Information Officer. Dave Ross – City Engineering. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of September 7, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1732-2005, *WPCP Dechlorination Facilities Improvement.*

BIDDER	BID AMOUNT	ALTERNATE #1 Bituminous Surface	ALTERNATE #2 Chip & Seal Surface
Hagerman Construction	**1,724,800.00**	**28,800.00**	**16,000.00**
Hamilton Hunter	1,799,389.00	26,500.00	22,260.00
R.E. Crosby, Inc.	1,779,000.00	31,000.00	17,000.00
W.A. Sheets & Sons	1,940,000.00	26,600.00	22,300.00
Engineer's Estimate	$1,830,000.00	$60,000.00	$60,000.00

BIDDER	ALTERNATE #6 (Add/Deduct) Chemical Pumping Equipment	ALTERNATE #7(Add/Deduct) Chemical Storage Tanks
Hagerman Construction	**+1,600.00**	**0**
Hamilton Hunter	+1,590.00	0
R.E. Crosby, Inc.	0	0
W.A. Sheets & Sons	+1,600.00	0

3. Amended Improvement Resolution #1809-2005, *7900-8100 Block Wheelock Road Sanitary Sewer Extension.*

   Nancy Townsend: This is an Amended version of the Improvement Resolution that the Board approved last week. In the original Resolution we called for 880 lineal feet of pipe and the project actually includes 749 lineal feet of 8-inch pipe. We felt it was significant enough to warrant a change as we rely on Resolutions to describe our improvements. This amended version includes the change in footage.

   John Suarez moved approval of Amended Resolution #1809-05. Motion carried.

4. Improvement Resolution #7067-05, *Choctaw Pass Median*.

Mario Trevino: This project is located in the 2nd District. The scope of work involves reconstruction of the concrete median to include curbs with an interior grassy area and relocating the median nose further back from the intersection with Coldwater Road. This is an Invitational Bid with at least three contractors. The bid opening is set for September 21st and the completion date is scheduled for October 26th.

John Suarez moved approval. Motion carried.

5. AWARDS from Engineering Support Services for the following:

Resolution #601-04, *North McMillan Park Area Storm Sewer-Contract B* to All Star Construction.

Resolution #1739-2005, *Felician Street (Fleetwood to Birchwood) Sanitary/Storm Sewer* to Pyramid Excavating.

Contract Compliance concurs with these awards.

John Suarez moved approval of Item #5. Motion carried.

6. AWARD: Resolution #7065-05, *Concrete Street Repairs 2B-2005* to Key Concrete in the amount of $146,194.12. Prior Approval has been requested. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #1661-04, *Three Rivers Filtration Plant Sodium Bisulfite Storage Building* between the City of Fort Wayne and Allen County Builders in the amount of $138,400.00. Prior Approval has been requested.

John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #7058-05, *Chancellor Drive* between the City of Fort Wayne and Brooks Construction in the amount of $42,694.90.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #7064-05, *Public Sidewalk Curb Ramp Package B-2005* between the City of Fort Wayne and Hipskind Concrete in the amount of $359,361.00.

John Suarez moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Malcolm Pirnie, Inc., for WPCP Algae Control Investigation. Compensation for services performed shall be $29,000.00.

Mark Gensic: Algae control is a real problem for our secondary clarifiers. The flow comes up from the bottom and as the water gets warm it causes an environment for algae. If the algae is not cleaned off it can release it into the influent and cause problems in other areas of the plant, especially as we recycle some of that water and use it for the plant.
We are in the process of evaluating spray cleaning, chlorine feeds, paint-coating systems and equipment costs and the maintenance factors, including the down time on the tanks. The deliverables for this project will be an evaluation of these different alternatives, including working closely with plant maintenance staff and a technical memorandum that will guide us

through the best improvement project in this area. Malcolm Pirnie has been a proven company, not only with their engineering abilities, but they take a scientific approach to a project. We recommend approval of this Professional Services Agreement.

John Suarez moved approval. Motion carried.

11. Approval of Sanitary Sewer Contract #2005-S-25, *Fort Wayne Airport – Northwest Quadrant Phase II* between the City of Fort Wayne and Fort Wayne – Allen County Airport Authority to construct a local sanitary sewer system to serve the Fort Wayne Airport – Northwest Quadrant Phase II. The project is privately funded and located inside the City.

Nancy Townsend: This project area is located west of Indianapolis Road and northwest of Perimeter Road, near the airport. It includes the installation of just over 1200 lineal feet of 8-inch sanitary sewer to provide sanitary sewer service for six planned industrial lots. It is privately funded.

John Suarez moved approval. Motion carried.

12. Approval of Change Order #5 & Final between the City of Fort Wayne and Shook Heavy & Environmental Group for Contract #642-02, *WPCP Headworks Project* for final quantity adjustments. Including this Change Order the final contract price will be $18,815,135.00.

Bill Maxwell: This final Change Order is the closing off of this process for the contract with the completion of the Headworks project. This Change Order incorporates individual construction changes that were made with the use of the work allowance that was contracted for this project and bringing it into the contract for the use of that construction allowance. We ended with a net increase of $15,000.00 for the contract price.

Ryan Chasey: Does this change the completion time?
Bill Maxwell: No, it does not change the time. The time change was handled in Change Order #4.

John Suarez moved approval of Change Order #5 & Final. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Maddox Industrial Contractors, Inc. for Contract #1607-02, *Griswold Pump Station Improvements* decreasing the original contract price by $1,173.60. Including this Change Order the original contract price will be $38,826.40.

Ron Sheppard: There is a correction to the Resolution number, which should read #676-02. This decrease represents the work allowance that we did not use on this project. The project was completed on time. We are very pleased with the outcome and it allowed us to have access to a forty-two inch sewer that is right next to the Griswold Pump Station.

John Suarez moved approval. Motion carried.

14. Approval of State-Local Agency Right-of-Way Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT) to advance Wayne Trace from Oxford Street to McKee Street.

Dave Ross: This is an active federal-aid project. In other words, the Federal Highway Administration is paying for 80% of the project cost. Last week, the Board initiated a new phase in this project, the right-of-way acquisition by approving the right-of-way engineering services. The State, who administers the federal aid program, sent us this standard agreement to say that we will comply with all the rules and regulations tied with the funding. We do recommend approval.

John Suarez moved approval. Motion carried.

15. Approval of Encroachment License Agreement between the City of Fort Wayne and Worthington Properties, Ltd., for the installation of an irrigation system to be located at 425, 431 and 439 E. Wayne Street.

Rick Orr: This is an Encroachment Agreement to allow the installation of a sprinkler system within the park strip area between the curb and sidewalk at the northwest corner of Clay and Wayne Streets. This will be installed on both sides of the street, a portion on Clay and a portion on Wayne.

John Suarez moved approval. Motion carried.

16. Approval of Hold Harmless Agreement between the City of Fort Wayne and R. James Zehr, Thomas P. Dykstra, Thomas A. Houck, Timothy J. Dykstra to archery hunt east of Northpoint Woods, south of I-469 along the river in the Old Robinson Park.

Dan Brenner: Property Management has received a request to bow hunt deer on this property. The area is part of a deer urban hunting zone sanctioned by the State of Indiana to keep deer off the highway and keep the number of deer down. The hunting rights will terminate January 8th, 2006. We recommend Board approval for the agreement.

Ryan Chasey: Do I remember signing this last year?
Dan Brenner: Yes, this is an ongoing request.

John Suarez moved approval. Motion carried.

17. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $2,340.49.

John Suarez moved approval. Motion carried.

18. Approval of General Accounting Claims in the amount of $5,414,584.11 for the week of September 14, 2005.

John Suarez moved approval. Motion carried.

19. Old Business:

20. New Business:

Meeting adjourned 9:24 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
SEPTEMBER 14, 2005

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BOARD OF STORMWATER MANAGEMENT
ROOM 250—OMNI ROOM
MEETING HELD AT 9:24 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, John Suarez and Marilyn Huth. Gina Kostoff – Absent.
Mark Gensic – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Nancy Townsend, Mike Thornson – Development Services. Chuck Bailey, Carl Wilson – Contract Compliance. Rick Orr – Right-of-Way. Jon Perlich – Public Information Officer. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of September 7, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Professional Service Agreement between the City of Fort Wayne and Christopher B. Burke Engineering for Resolution #1762-2006, *Spy Run Creek – Interstate Business Park Flood Control.* Costs for the project, including services provided in this Agreement will be funded by the Stormwater Utility Bond, Stormwater Utility Revenue and Redevelopment Commission funds.

   Mike Thornson: The area in question (two maps are provided) is an industrial business park along the west side of Lima Road, between I-69 and Coliseum Boulevard. It involves a number of business properties in a low bowl shaped area along Spy Run Creek, primarily at the south end of this business park that has flooding problems. Some of those areas were built up to four feet below the 100-year flood elevation, so they flood frequently whenever the Spy Run Creek gets overloaded. There are about twenty businesses that would be impacted whenever that would occur. It floods the parking lot of Raytheon, DR Lube and others. A few years ago, Ted Reinhardt and Greg Meszaros initiated an engineering study with Christopher Burke Engineering for that area.

   On the second sheet it shows the extent of the flood plain and floodway fringe area through this park particularly the lighter shade of blue, which shows all the properties included in this area. The Christopher Burke study had two primary recommendations to remedy this situation. The first appears on the first map highlighted in green. It involves channel widening to improve the capacity of the channel and also to lower the 100-year flood through this area. It would not totally take these businesses out of flood situations, but it would greatly reduce the frequency and degree of flooding. When you widen the channel and improve the capacity it allows the water downstream into the system more quickly. The second prong of this is the large forty-seven foot acre detention area to the north of the park highlighted in blue on the map. It would cover approximately twenty to twenty-two acres of ground.

   The additional benefit is because of the size and location of the detention basin. It would provide us with some regional detention benefits for the overall Spy Run Creek System. In other words, it wouldn't just offset the channel widening improvement, but it would also provide detention for upstream improvements in the Spy Run Creek Shed that we have already done or in the process of doing. It will also offset some of the development upstream or enhance the detention provided for some of that development.

The preliminary needs of this entire project or the two foremost needs are 1) the property acquisition for the detention basin area including surveying, appraisals and then the funding. We have been in discussion with the Redevelopment Commission to try and get funding set up for acquiring that property. Timing is key because we do not want to miss any opportunities of buying that property, which could take up to a year for the whole process and, 2) most importantly, the State and Corps permits that have to be acquired. Part of Christopher Burke's work will be contacting and meeting with them in the field and trying to get some conceptual approvals from them. Christopher Burke is very confident because they have done this a number of times with other projects and communities in the region. They have a high competence level to accomplish that, so we do want to get them under contract as quickly as we can at least to get these two items underway.

The Professional Services Agreement is for a not-to-exceed amount of $240,841.00. It was introduced to City Council last night, September 13th. It will be discussed next week and voted on the following week. The proposed funding as mentioned in the reading was for the studies that have been accomplished so far and covered by the Stormwater Utility revenues. We intend to include this project, construction and engineering into the Stormwater bond list of projects. The Redevelopment Commission will be helping us with the property acquisition.

Assuming all the funding comes together as planned, the engineering and design could be completed within a ten to twelve-month period. This would include the acquisition of the permits and property acquisitions. The entire project including the construction would take approximately eighteen months. In case the funding would run into some glitches the contract does include, within its standard terms and conditions section, a term that would allow us to suspend the design work and terminate the contract with Burke. The other alternative would be to proceed with the design and get a set of plans and put them on a shelf until we do have the funding. Our recommendation at this time is to approve this contract with Christopher Burke.

Greg Meszaros: Mike, every time it rains hard one of the things I worry about is the Spy Run Creek. I know we have been struggling with various issues out there. I know I have been out to that industrial park and have seen pictures on occasion when we have had rain. There are important clients here and just recently Raytheon announced a large expansion, so we want Raytheon to feel confident and be able to grow on that site. I think this is a great investment. I am glad to see us jumping on this early. As I go out and talk about stormwater rates and our bond and plan, I am getting a lot of community support. One of the questions asked of me is whether we can get these projects done in time because we are anxious to have them done, especially if we have to pay more money. I think that is a commitment we have to make, so it is great to see us anticipating this and moving forward. Like you said, if things don't quite work out we have other options to continue this and shelf it until we get the funding, but I think it is important for us to move forward. I am sure City Council will understand that too.

John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

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Meeting adjourned 9:30 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 21, 2005

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BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Ryan Chasey, John Suarez and Marilyn Huth. Gina Kostoff – Absent
Greg Meszaros – City Utilities Administration. Mark Gensic, Paul Powers, Justin Brugger – Planning and Design Services. Ron Sheppard - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Al Lichtsinn – Street Light Engineering. Chuck Bailey, Carl Wilson – Contract Compliance. Dan Brenner – Property Management. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of September 14, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1761-05, *Shawnee Drive-Wildwood Avenue Sewer Separation*.

BIDDER	BID AMOUNT	ALTERNATE "A"
Bercot, Inc.	**374,732.00**	**333,826.00**
Bunn, Inc.	655,033.50	614,632.50
Crosby Excavating	340,953.50	341,813.50
Engineer's Estimate	$453,360.00	$389,660.00

3. RECEIVE BIDS: Improvement Resolution #7067-05, *Choctaw Pass Median*.

BIDDER	BID AMOUNT
Newell Construction	12,525.40
Primco, Inc.	**11,771.65**
Engineer's Estimate	$8,224.00

4. AWARD: Resolution #1732-2005, *WPCP Dechlorination Facilities Improvement* to Hagerman, Inc. in the amount of $1,753,600.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for Work Order #65531, *Hurshtown Reservoir Intake* for the boundary line research, field data and topographical survey for area 14213 Hurshtown Road at the St. Joseph River. Compensation for services performed shall be $4,900.00.

   Justin Brugger: Hurshtown Reservoir is one of our backup water supplies and is crucial to our reliability of our water system in the event of a draught. In this area here (map is shown) are the pumps that pump the water into the Reservoir. Over the course of the past thirty-five years sediment and silt have build up in that area with vegetation growing up on it and it would

prevent the water from pumping into the Reservoir. This agreement is for Bonar Group to do a topographical survey of the area in preparation for the project.

John Suarez moved approval of Work Order #65531. Motion carried.

6. Approval of Water Contract ##2005-W-17, *Airway Avenue* between the City of Fort Wayne and Allen County/Fort Wayne Airport Authority to construct a local water main system to serve Airway Avenue. The project is privately funded and is located inside the City.

Nancy Townsend: This project area is located in the southwest part of town. It includes the installation of just over 1600 lineal feet of 12-inch ductile iron water main and the installation of one temporary fire hydrant. This water main will provide service to six proposed industrial lots in this area.

John Suarez moved approval. Motion carried.

7. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights & Signals, Inc. for Contract #295-05, *Pine Valley Addition Phase 3* increasing the original contract price by $3,302.38. Including this Change Order the new contract price will be $80,134.53.

Al Lichtsinn: This Change Order is in lieu of extra push work done for a utility conflict. We had to make one new power source location and we had to relocate a streetlight.

John Suarez moved approval. Motion carried.

8. Approval of Change Order between the City of Fort Wayne and Contech Engineers, Inc. for Contract #91-91-22, *Civic Center Parking Garage – 2004 Restoration* increasing the original construction engineering contract fee by $9,691.25. Including this Change Order the new contract price will be $57,691.25.

Dan Brenner: This project is now complete. It was started in July of 2004, but due to weather conditions, it was not completed until May of 2005. In addition, the Board approved two previous Change Orders to recoat a section of the parking garage floor that was not a part of the original contract. This changed the scope of the work and increased the number of meetings and inspections the engineer had to perform. Even with the extended timeframe and Change Orders the project came in below budget by about $45,000.00. We are asking the Board to approve these increased fees.

Ryan Chasey: Is this the final Change Order?
Dan Brenner: Yes, this will be the last fee that we will have for this project.

John Suarez moved approval. Motion carried.

9. Approval of Release of Escrow received from Structural Preservation Systems, Inc. for Construction Contract #91-91-22, *Civic Center Parking Garage – 2004 Restoration* in the amount of $109,650.59.

Dan Brenner: This is a follow-up to the project we just spoke about. We are asking the Board to approve the release of escrow from the bank.

John Suarez moved approval. Motion carried.

10. Approval of recommendation from Engineering Support Services to accept the work performed by Maddox Industrial Contractors for Construction Contract #676-02, *Griswold Pump Station Improvements* as an integral part of the City's sewer distribution system.

John Suarez moved approval. Motion carried.

11. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

    #2005-S-13, *Fiddler's Creek Section II*
    #2005-S-18, *Villas of Fiddler's Creek*

    John Suarez moved approval. Motion carried.

12. Approval of Barrett Law Claims in the amount of $20,867.82 for the week of September 21, 2005.

    John Suarez moved approval. Motion carried.

13. Approval of General Accounting Claims in the amount of $5,649,870.74 for the week of September 21, 2005.

    John Suarez moved approval. Motion carried.

14. Old Business:

15. New Business:

Meeting adjourned 9:12 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
SEPTEMBER 28, 2005

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BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Nathan Baggett, Matthew Wirtz – Planning and Design Services. Ron Sheppard - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Nancy Townsend, Lisa Ramos – Development Services. Kristine Degabriele – Law Department. Steve Davis - Street Light Engineering. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Rick Orr – Right-of-Way. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of September 21, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1674-05, *Glenwood Park Phase 1B Water Main Replacement.*

BIDDER	BID AMOUNT	ALTERNATE (Adder Bid)
All Star Construction	354,436.06	53,250.00
Infrasource Underground Construction	493,922.00	71,295.00
S&S Directional Boring	**306,450.00**	**45,800.00**
Engineer's Estimate	$375,000.00	$25,000.00

3. Improvement Resolution #1745-2005, *Point Repairs 2005*.

   Nathan Baggett: This project is for the open cut repair of deteriorated sewers and manholes. The locations were discovered while reviewing videotapes as part of the sewer and replacement program. The goal in doing a point repair is to dig up and replace a small section of an otherwise lineable or good shape line, rather than excavating the entire sewer. This saves on restoration costs and disturbance to neighborhoods. It is also a proactive solution to waiting until the pipe completely fails to fix it. The last point repair project received excellent bids. Those sections are to be CIPP lined next year. The funding for this project was budgeted for in 2005 Sewer Capital. We anticipate completion by February 2006. Planning and Design Services recommends approval.

   Ryan Chasey moved approval. Motion carried.

4. Improvement Resolution #7066-05, *Grier Street.*

   Mario Trevino: This project is located in the 6th District. The scope of work consists of reconstructing Grier Street from Lillie Street to Anthony Boulevard with asphalt pavement including curbs on the north side and curbface walk on the south, drives and ramps. The bid opening is set for October 12th and the completion date is scheduled for May 30th, 2006.

John Suarez moved approval. Motion carried.

5. Resolution #92-9-28-05-01, *Water Pollution Control Maintenance Office Renovation*.

Dan Brenner: Due to internal growth the Water Pollution Control Maintenance Department needs to add staff. As a result, they need to renovate their office space. This project will involve the demolition and construction of new and existing office space to include mechanical, HVAC and electrical work.

Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #1761-2005, *Shawnee Drive-Wildwood Avenue Sewer Separation* to Bercot, Inc. in the amount of $333,826.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #7065-05, *Concrete Street Repairs - 2005*, between the City of Fort Wayne and Key Concrete in the amount of $146,194.12.

Ryan Chasey moved approval. Motion carried.

8. Approval of Construction Contract #601-2004, *North McMillan Park Area Storm Sewer – Contract B* between the City of Fort Wayne and All Star Construction in the amount of $1,138,812.75.

John Suarez moved approval. Motion carried.

9. Approval of Construction Contract #1739-2005, *Felician Street (Fleetwood to Birchwood) Storm Sewer Extension* between the City of Fort Wayne and Pyramid Excavating in the amount of $93,054.20.

Ryan Chasey moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Patriot Engineering for Resolution #1748-2005, *St. Joe Dam Phase B – Sheet Piling and Boardwalk*. Compensation for services performed shall be a not-to-exceed amount of $19,565.00.

Nathan Baggett: The St. Joe Dam is located on the St. Joe River near Coliseum and Anthony Boulevard. The sheet piling in question is intended to retain the banks of the Johnny Appleseed Park (photo is shown). As you can see from the photo the sheet piling has buckled causing the boardwalk to need replacement, as well as the pilings needing support to prevent further buckling.

The problem is believed to be a Geotechnical issue. Thus, Patriot Engineering, a Geotechnical firm, has been contacted to enter into an agreement. This Professional Services Agreement before you is for the investigation of what went wrong and the recommendation on how to fix it. Patriot Engineering will also stay on through the bidding and construction processes to answer any questions from the contractors. Patriot Engineering has worked with the City on several other projects in the past and has done wonderful work for a reasonable cost. Funding for this project was budgeted for in 2005 Water Capital. We anticipate completion of construction by next summer 2006. Planning and Design Services recommends approval of this agreement.

Ryan Chasey: Where is this located?
Nathan Baggett: It is located along Johnny Appleseed Park. There is a boardwalk there just downstream of the dam.

John Suarez: When was this installed?
Nathan Baggett: That sheet piling is estimated to be about 70-80 years old.

John Suarez moved approval. Motion carried.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Black & Veatch Corporation for Resolution #1756-05, *Lime Sludge Pumping and Draw-off Control Improvements*. Compensation for services performed shall be a not-to-exceed amount of $99,700.00.

Matthew Wirtz: The design of the project we have before you is for lime sludge pumping at the plant and draw-off controls. In our process as we treat the water we are mixing chemicals with the water and it is settling in the bottom of the settling tanks. As this settles to the bottom of the tanks we draw it off into the pumping stations. From there we transfer it out to the lime sludge lagoons out on Lake Avenue. Right now the draw-off valves are automatic timers that are manually set by our staff. Each time water conditions change coming into the plant or flow rates change, our operators walk around and manually adjust how often these timers open and draw sludge out into the tanks. This layer of sludge on the bottom affects the water quality that goes through our filters, so if we have bad water going through the filters our filter performance is lower and we have to backwash more often.

We are trying to optimize our entire process by adding a PLC (Programmable Logic Control), to help us automate through our computer system. This will help the operators to adjust more quickly, as well as help us with some problems where we draw-off too much sludge or something mechanical fails and we flood parts of the plant because our pumps can't keep up. The funding for this project is through the Water Bond that was passed last year. Black and Veatch is the firm that we interviewed for the North Pump Building. We were very impressed with them and we have used that interview as more of an RFQ process to utilize their capabilities for this project.

Ryan Chasey moved approval. Motion carried.

12. Approval of Water Contract #2005-W-19, *Valencia Section I* between the City of Fort Wayne and Gilmore-Thomas Development, LLC to construct a local water main system to serve Valencia Section I. The project is privately funded and is located outside the City.

Nancy Townsend: This development is located on the north side of Fort Wayne, just south of Rothman Road and east of Young Road. It includes the installation of just under 2000 lineal feet of six-inch ductile iron water main and over 3000 feet of eight-inch ductile iron water main. It includes eleven fire hydrants and seventy-two one-inch taps that will provide water service to the seventy-two lot residential subdivision. It is privately funded.

John Suarez moved approval. Motion carried.

13. Approval of Contract Extension between the City of Fort Wayne and American Lighting and Signalization, Inc. for the *Street Light System Maintenance* in the amount of $1,054,775.80.

Steve Davis: The contract before you is a request to extend the contract for Street Lighting Maintenance, Contract #276-01 with American Lighting and Signalization for one final year. The original contract was a three-year contract with an option of two one-year extensions. We did exercise the first year extension, which is the one we are in right now. We are at this time asking for the final extension for the year 2006. According to the contract, the prices will increase by 2.5% over the prices we were charged this year. The other thing we are asking for is that the contract be modified deleting the re-lamping unit. This unit goes out to change the lamps that are burned out, changes photo cells and light outages, which we will be taking on

instead. This reduces the amount for 2006 by $132,766.60, so the total not-to-exceed amount for this contract will be $1,054,775.80.

Ryan Chasey: Do you feel the 2.5% increase is fair?
Steve Davis: Yes, this contractor bid 2.5% increase for every year of the contract. As you well know, 3% is the norm for inflation. We feel we are getting a very good price on this.

Ryan Chasey moved approval. Motion carried.

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14. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7028-05, *Main Street* increasing the original contract price by $15,848.84. Including this Change Order the new contract price will be $497,039.69.

Mario Trevino: This project is located in the 4th District. I do not know if you have had a chance to see this project, but it looks very nice. However, this final Change Order had twenty items where the proposed quantity was not used in its entirety because the existing conditions dictated otherwise. These items included concrete drives and concrete pavement removal, concrete construction, reinforced pipe and PVC pipe items. We had three items that were significantly lower than the planned quantity do to over-estimating, which included compacted aggregate number two, asphalt base and binder. We had fourteen items where we were marginally over the proposed quantity, which included walk and asphalt pavement removal, compacted aggregate for base, concrete drives and concrete walks. There were two items that were under-estimated and those were for asphalt service and type 2B gutter, so there were overruns on those two items. The bulk of the Change Order had to do with the redesign and reroute of the proposed storm sewer. It conflicted with some underground utilities and required the use of the utility adjustment item and created some increases for concrete pavement for patching, two additional 48-inch manholes and two additional two by three foot inlets. The result is an increase Change Order for $15,848.84.

Gina Kostoff: I have been out to the Main Street project and it is very well done and a nice addition. It compliments the Jefferson Street project from a couple of years ago, so I am hoping the businesses and residents along there are as pleased with it as I am.
Mario Trevino: I think what the businesses endured during the construction they find that the final product has complimented the other improvements we have done in the area.
Gina Kostoff: Is this Change Order a relatively small percentage in conjunction with the overall project?
Mario Trevino: Approximately 3%.

John Suarez moved approval. Motion carried.

15. Approval of Grant Agreement between the City of Fort Wayne and the Fort Wayne Urban League in which the City of Fort Wayne agrees to allocate $25,000.00 from District 5 and $25,000.00 from District 6 CEDIT funds for general site development expenses, utility service connection, building construction and sidewalk/driveway/parking lot construction for the Urban League portion of the redevelopment project bounded by Hanna Street, Buchanan Street, Weisser Park Avenue and Creighton Street.

Rick Orr: Councilman Pape and Councilman Hines wanted to support the Urban League in part of a development that is going on at Hanna Street, Buchanan Street, Weisser Park Avenue and Creighton Street. This is actually the second Grant they have received. We did a similar Grant in 2004, which is pretty much identical to this Grant Agreement. I want this to show in the BOW Minutes to substantiate that there are two Grant Agreements that are very similar.

They have submitted all the documentation, which of course is well in excess of the Grant funds they have received.

Gina Kostoff: Is this project in support of the Synergy project as well?
Rick Orr: The Urban League, the PTC facility and the library Redevelopment project.

Ryan Chasey moved approval. Motion carried.

16. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $211,425.00.

John Suarez moved approval. Motion carried.

17. Approval of Barrett Law Claims in the amount of $115,801.20 for the week of September 28, 2005.

Ryan Chasey moved approval. Motion carried.

18. Approval of General Accounting Claims in the amount of $5,458,262.21 for the week of September 28, 2005.

John Suarez moved approval. Motion carried.

19. Old Business:

20. New Business:

Board of Public Works to review a proposed sanitary sewer main extension request on East Till Road to serve 15 existing properties between Dawson's Creek Boulevard and Coldwater Road.

Nancy Townsend: Till Road is located on the north side of town between Wallen Road and Dupont Roads, just west of Coldwater Road (map is shown). We have some interested property owners that submitted two petitions requesting sanitary sewer service and then we followed that up with a survey. This is located inside the City and they will have access to the petition process and the Barrett Law financing. There are sixteen properties here. In the original response, which we received about two months ago, six of the property owners were supportive and seven did not want it. We did not hear from two of the property owners.

Existing conditions are that two people in this area (pointing to the map) are connected to the sewer. One is connected through a non-standard connection or a temporary service agreement. They will have to pay for their share of the project should one ever happen, but they are supportive of that. Ultimately, they want to eliminate the connection they have now and do a more traditional gravity connection that is less problematic.

So we had six properties that wanted it and seven that did not. We sent a letter out saying because there was not a majority in support of it we were unable to proceed with the project. We met a lot of disappointment with the property owners that really wanted the project because they are concerned about their systems. We just recently received a call from one of the individuals that did not want the project originally, but said their septic system has failed and they are desperate for a solution. We now have a situation where the numbers have switched a little bit, seven want the project and six remain opposed to it.

I wanted to present this information to the Board to maybe consider for a week or whatever to give us direction on how to proceed or if you would direct us to proceed with this sanitary petition project. We are approaching the point where we need to do capital planning and budgeting for capital projects next year and just want to get a sense if it makes sense to

include this one. The petition policy the Board adopted and amended over the last several years does require the majority of the people to sign the petition.

Gina Kostoff: Has a petition been circulated in that area?
Nancy Townsend: Yes, twice. One was circulated two years ago that did not garner enough support. One more recently where it was that six property owners were in favor and seven were opposed.

Gina Kostoff: My immediate reaction would be to ask the individual who has changed their mind to re-circulate a petition. Speaking for myself, I am unwilling to proceed unless we do have a majority of the property owners who are willing to sign a petition saying they want this project. We can then move through our regular process where we can have a public hearing and the property owners can discuss it and the Board can make a further decision.

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John Suarez: I would go along with that because doing another petition maybe would change one more person's decision. I think if you do have a petition again and they have a majority there shouldn't be a delay.

Greg Meszaros: Nancy, my understanding would be that the Board has the power for a sanitary project to compel a project even if there is no majority. The offsite pollution from sanitary sewers would not require a majority because of how it affects society at large, is that correct?

Nancy Townsend: Yes, that is correct. The only thing we have is a local petition policy that requires 50%. It is the Board's policy, so the Board would be able to determine that it is not appropriate or does not apply in this situation. The only concern I have with circulating another petition is that we have someone just hanging on here with problems. Someone can just hold them hostage for the pumping and hauling. With this sanitary sewer petition project there is an environmental impact issue in this area. I think it would be in the Board's interest to consider moving forward given this situation without the majority. Additionally, the State does not allow for it. The State law does not allow for a remonstrance period for sanitary sewer because of environmental impact. They are impacting the area, our ditches and streams with contamination to adjacent properties. People who have failing systems are held hostage in essence by people whose systems are not failing yet.

Gina Kostoff: Have we determined that there is a serious environmental hazard in this area? Has the Board of Health issued notices to these property owners?
Nancy Townsend: Yes, they issue notices due to the proximity of the sewer. This one (points to the map) has been issued a notice.

Ryan Chasey: Are you saying that we could come out and say we are going to do this and the property owners would be compelled to have to pay for the majority of it?

Nancy Townsend: Yes.
Greg Meszaros: I am not saying that would not be controversial. We would have some very upset people, but I am saying you have that within your powers.

Ryan Chasey: Unless we know the extent of the environmental hazard, it makes me nervous. We have these public hearings where people come in and they are very upset.
Nancy Townsend: I realize that the environmental condition can change tomorrow and two could fail next month. Just like these people, they voted no, but now they are in a situation facing $15,000 to $20,000 costs as opposed to $6000. Obviously they have changed their mind because of their existing condition.

Ryan Chasey: Going back to what Gina said initially, maybe that's a good case where nobody like the voice of experience could make that case and sell everyone else in trying to get that

petition. What could happen with the one property owner could easily happen to the others, so maybe they could sell
Nancy Townsend: Oh, definitely it will.

Ryan Chasey: Maybe that property owner does not want to admit that, but I think he could make that case more effectively than we could by mandating it.

John Suarez: When was the recent petition circulated?
Nancy Townsend: Two or three months ago, no long than that.

Gina Kostoff: I would move that you bring a Resolution back to the Board next week with a recommendation on how you think the Board should proceed and we will take it under advisement for a week in how we want to move forward.

Nancy Townsend: If any of the Board members have any questions I will be available, or if any of the Board members would want to drive out there to the site, I would be happy meet with any of you.

- John Suarez moved to hold for one week.

Meeting adjourned 9:29 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
SEPTEMBER 28, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:29 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

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Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic – Planning and Design Services. Ron Sheppard - Engineering Support Services. Nancy Townsend, Tom Pallone – Development Services. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of September 14, 2005.

   John Suarez moved approval. Motion carried.

2. Old Business.

3. New Business:

   Resolution #1817-2005, *2400 West State Boulevard Storm Drainage Improvement.*

   Tom Pallone: This is a multi-faceted project in the 2400 block of west State. There are notorious drainage problems in this area. Our maintenance department has been cleaning culverts many times trying to make the existing system work as best they can. This is part of a larger drainage problem along the 2400 block and 2500 block of west State, so we will be packaging an overall drainage improvement to handle this area. We had a special situation with a development involving a company located at 2424 W. State, as they will be repaving their parking lot and drive approaches. Roger Warner has been in contact with them and has asked if we could do a joint venture project with them. We have pulled a piece out of our overall project to coordinate with the existing development at that location.

   One of the things they will be doing is to redo their parking lot and drive approaches. Our storm sewer project that we are proposing right now will go through these two approaches. Instead of the storm utility paying for all the restoration, which we would normally be doing, the company asked us to speed up our project and they in turn will pay for the expenses related to the parking lot and drive approaches.

   There will also be benefit to the south side of west State Boulevard for a sidewalk that consistently has standing water that the school children from Price School have to cross. So with this project we are hoping to take care of both the north and south sides of the street. We recommend approval for this drainage improvement.

   Gina Kostoff moved approval of Resolution #1817-2005. Motion carried.

   Greg Meszaros: I have one Old Business item. A week or so ago, we approved a design project for Christopher Burke Engineering to design our Spy Run Detention Basin. We took that item to City Council a week or so ago and the Council had some concerns about moving forward with that

project full steam without getting a better sense of the potential price of the property we might have to acquire. They were a little uncomfortable about signing off on the agreement for the quarter of a million dollars worth of design work. Mike Thornson and I attended the City Council meeting. I committed on behalf of the Stormwater Board that we would only authorize stormwater design through the preliminary phases to get a better sense of the land and related costs.
I just wanted the Board members to know that is our revised approach to this agreement. I am sure it all will work out, however, I wanted the Board members to be aware of my commitment on behalf of the Stormwater Board to the City Council.

Gina Kostoff: That sounds like a reasonable compromise.
Greg Meszaros: I thought so too. This is a way to keep the project moving forward, but give the Council some comfortability with this agreement.

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Meeting adjourned 9:40 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 5, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

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Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Mark Gensic, Karyn Heiney – Planning and Design Services. Ron Sheppard - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Chuck Bailey – Contract Compliance. Rick Orr – Right-of-Way. Tom Pallone – Development Services. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of September 28, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1706-2004, *Ludwig Park Drainage Improvement.*

BIDDER	BID AMOUNT
Bercot, Inc.	495,689.00
Bunn Excavating, Inc.	437,987.70
Crosby Excavating	436,370.00
Fleming Excavating	450,994.88
Land Construction	447,993.10
Pyramid Excavating	**422,653.59**
Scheidleman Excavating	440,080.40
Engineer's Estimate	$559,702.00

3. Improvement Resolution #7068-05, *Georgetown Place Villaminiums.*

   Mario Trevino: This project is located in the 1st District. The scope of work involves a method of concrete slab correction called, concrete leveling. It is something we have never contracted for in Public Works, but it appears to be a promising way of correcting and leveling walk and heaved slabs. There are various locations within this association involved in this project where the property owners will be sharing in 60% of the cost. They have waived the initial public hearing. Because the project is likely to be under $10,000.00 we are advertising it as an invitational bid to three contractors that we know to be familiar with this type of work. The bid opening is set for October 12th and the completion date is scheduled for November 18th.

   Gina Kostoff: Is this an alternative to concrete replacement and can you explain how this works?
   Mario Trevino: It is an alternative. What they do is to drill a hole in the center of the walk core near the area where they need to level and pump a lime base sludge whereby it will hydraulically move the slab back into place. They may do this for several slabs until they get a uniform placement without getting a tripping edge scenario at the joints.
   They have a large truck with a tank and can pull up to a residence and be able to work from the street area.

   Gina Kostoff: What kind of longevity can we expect from this type of work as opposed to replacement?

Mario Trevino: I recall seeing this process about a year ago where they were leveling some drive approach and some walk. I don't know if this will last ten years or two years. The important thing is to try and use this method to see what kind of longevity there is. The contractors are still bound to it to a two-year bond, so if we should have some settling with it they will have to come out and correct it.

Ryan Chasey: Is this used in cold weather climates nationally?
Mario Trevino: I suspect that they would be limited in what they are able to do in freezing temperatures. If the base below the slab is frozen, I think you would likely see some settlement in the spring as things begin to thaw.
Ryan Chasey: I guess what I mean is does the freeze and thaw cycle affect whatever they pump underneath?
Mario Trevino: I would say not any more than putting down a stone base, but again this is new and we would be investigating and monitoring how well this process performs under those conditions.
Ryan Chasey: Well, I guess it is worth trying out.

Ryan Chasey moved approval. Motion carried.

4. Approval of Professional Services Agreement between the City of Fort Wayne and Earth Source, Inc., for the *Confluence River Walk Conceptual Plan*. Compensation for services performed shall be $8,400.00.

Karyn Heiney: The Professional Services Agreement before you is to give us some conceptual design, ideas, etc. for an area that we are tentatively calling the Confluence River Walk. As you know, the Filtration Plants are doing some renovations and we have some large projects that are coming up. We are roughly looking at the area from Lafayette Street Bridge along this corridor (map is shown) to where the St. Joe River comes in. This agreement will give us a start to looking at some of these future projects and incorporating them into this project.

Gina Kostoff: This then dovetails nicely with the Mayor's initiatives with the expansion of our greenways and trail systems, correct?
Karyn Heiney: Yes. We are trying to include that where we can in any of our projects.

Ryan Chasey: Karyn, who all has had input into this plan?
Karyn Heiney: Right now, it is just conceptual. We are trying to get some ideas. Earth Source is going to look at the current land use is, what the current restrictions are, utilities, piping, etc. Once that conceptual design has come out, then we would be taking it to the different departments to have their input.

Mark Gensic: We walked through this with City Planning and the Park Department. We do not have anything on paper. We want to see some kind of concept for this development. This agreement is something we could start talks with and get more input. We are not even sure when we would build this. It might be two or three years down the road, but we want to have some in a drawing that we can get more input and share with the different departments.

Gina Kostoff: Once we get some consensus among our own staff and City personnel will we then take it to the community?
Mark Gensic: I would think so. As important as the confluence area is I would think it would take some community input. Also, what we are trying to do is to make it a part of the downtown plan to a certain extent, as it is so close to downtown.

John Suarez moved approval. Motion carried.

5. Approval of Change Order #1 & Final between the City of Fort Wayne and R.E. Crosby for Contract #1653-2004, *Three Rivers Filtration Plant Sluice Gate Replacement* decreasing the original contract price by $2,000.00. Including this Change Order the new contract price will be $20,859.00.

Ron Sheppard: The project is complete and the Change Order reflects the work allowance we did not use.

Ryan Chasey moved approval. Motion carried.

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6. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7054-05, *Stardale Drive* increasing the original contract price by $5,551.70. Including this Change Order the new contract price will be $162,154.70.

Mario Trevino: This project is located in the 6th District. It involved concrete street repair. This final Change Order included additional quantity for walk in those areas adjacent to drives where they were either in disrepair or did not meet the finished grade. It also included some lesser quantities for pavement removal, concrete pavement construction and underdrains because the existing conditions dictated otherwise. However, the bulk of the increase is for new items that we created. The first being bituminous mix for patching for the ends of the project where we transitioned onto asphalt from the concrete and also, behind some concrete drives that were adjacent to some parking areas where we needed to transition those areas as well. We had three new items that were stormwater related: 1) one inlet rebuild where the condition of the existing inlet was in such poor condition we essentially had to rebuild, 2) a new inlet type 1C in an intersection area at Turtle Creek and Stardale where an inlet needed to placed to catch water before it hit a ramp and collects in that area, and 3) we included an item for a new inlet and pipe to construct pipe across the street at an inlet at the same intersection where the grade is flat and collects water. The result was an increase for $5,551.70.

John Suarez moved approval. Motion carried.

7. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7057-05, *Beechwood Circle* increasing the original contract price by $922.60. Including this Change Order the new contract price will be $28,914.60.

Mario Trevino: This was a cost share project we had in the 5th District. It involved putting in new curbs, drives and walks. This final Change Order before you today is for additional drive approach material where we went a little further back into some drives to achieve a better grade. This also raised the bed coarse material for this Change Order.

Ryan Chasey moved approval. Motion carried.

8. Approval of recommendation from Transportation Engineering Services to accept the work performed by Key Concrete for Construction Contract #7057-05, *Beechwood Circle* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

9. Approval of recommendation from Street Light Engineering to accept the work performed by Lights & Signals, Inc. for Construction Contract #298-05, *Countryside Estates: Wedgewood & Tanbark Trails Additions* as an integral part of the City's street light system.

Ryan Chasey moved approval. Motion carried.

10. Approval of Release of Easement at Southtown Centre from Redevelopment for the Sears sanitary sewer easement.

John Wernet, Attorney for the Redevelopment Commission: We are asking for the release of the sanitary sewer easement over the Sears parcel at Southtown Centre. The Board had previously released an easement over the same territory granted by Southtown Mall. It was subsequently discovered by the surveyor and title company that there had been two easements that overlay each other. This is the release that was granted by Sears. The new sanitary sewers have all been installed. They have not yet been presented to for acceptance, but we dedicated the streets out there and the sewers and utilities go mostly around the streets, so these easements are unnecessary.

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John Suarez moved approval. Motion carried.

11. Approval of Letter of Agreement between the City of Fort Wayne and Schaadt Investment Properties, LLC to allow four concrete display pads to encroach on the easement located at Quality Auto – 5221 Illinois Road.

Rick Orr: (Photos are presented to Board members.) Ken Knord with CE&M contacted the City asking for permission to allow these concrete display structures at Quality Auto on Illinois Road. They were previously placed so we are trying to get everything back into alignment so that the property owner understand what is expected of them and the City acknowledges what took place. Originally when this property was developed, the City required an access frontage road there. It is usually located within an easement, so it is not public right-of-way or public property, but actually owned by the owner of the car lot. The purpose of the frontage road is to connect properties to the east and west of this one as they develop so there is one common intersecting driveway with Illinois Road.

Because the properties east and west of this are not developed, there is no need for the frontage road at this time. The property owner went to the Bureau of Zoning Appeals asking for permission to allow these concrete structures. The BZA conditionally approved that partly depending on the City either vacating the frontage road easement or somehow acknowledging that we are okay with this. The way we chose to do that was to provide a Letter of Agreement that we will require to be recorded referencing the deed to the property. Basically, it will state that we do not have a problem with these structures, but at some point if and when that frontage road makes sense, in other words if the other properties develop, then the owner agrees he will remove these structures at the owner's expense and install the frontage road.

Gina Kostoff: Have they agreed to all of the terms of this Agreement?
Rick Orr: Yes. It has already been through the BZA and they have made their recommendations one of which was how our engineering department will grant approval for this.
Gina Kostoff: How long have these concrete structures been at that location?
Rick Orr: I believe they were placed in 2004 and probably not realizing they would be considered a structure. I think what happened is that they submitted plans, placed these structures for an improvement permit for a storage facility. City personnel went out there and found these structures were there...flags starting going up and made a decision these pads should count as structures. The eighth floor is requiring for these individuals to come in and apply for a location permit to formalize the whole thing.
Gina Kostoff: So these were placed before the proper permitting?
Rick Orr: Yes.

Ryan Chasey moved approval. Motion carried.

12. Approval of Escrow Agreement between the City of Fort Wayne and All Star Construction for Contract #601-2004, *North McMillan Park Area Storm Sewer Project – Contract B.*

John Suarez moved approval. Motion carried.

13. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $5,154.94.

Ryan Chasey moved approval. Motion carried.

14. Approval of General Accounting Claims in the amount of $4,663,503.04 for the week of October 5, 2005.

John Suarez moved approval. Motion carried.

15. Old Business:

16. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 12, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

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Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Matthew Wirtz, Mike Hicks, Justin Brugger – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Nancy Townsend – Development Services. Kristine Degabriele – Law Department. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Dave Ross – City Engineering. Brian Panzer – Water Pollution Control Plant. Michelle Nelson – Board of Public Works Administration. Todd Webster, Sue Warren – CH2M Hill.

1. Approval of Board of Public Works Minutes for the week of October 5, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #92-9-28-05-01, *WPCM Improvements Office Renovation*.

BIDDER	BID AMOUNT
RE Crosby	112,300.00
Strebig Construction	**98,083.00**
Engineer's Estimate	$90,000.00

3. RECEIVE BIDS: Improvement Resolution #7066-05, *Grier Street*.

BIDDER	BID AMOUNT
All Star Construction	64,573.00
Brooks Construction	73,287.75
E&B Paving	90,952.00
Key Concrete	**63,506.00**
Primco, Inc.	88,343.70
Engineer's Estimate	$54,478.00

4. RECEIVE BIDS: Improvement Resolution #7068-05, *Georgetown Place Villaminiums*.

BIDDER	BID AMOUNT
A-1 Concrete Leveling	**2,025.00**
Engineer's Estimate	$3,864.05

5. RECEIVE BIDS: Improvement Resolution #1538-2002, *WPCP Improvements – Primary Clarifiers and other Plant Upgrades*.

   Separate Sheet for this Bid

PROJECT: CITY OF FORT WAYNE, WPCP IMPROVEMENTS
PRIMARY CLARIFIERS AND OTHER PLANT UPGRADES

BID DATE: 10/12/2005, 9:00 a.m.
RESOLUTION NO. 1538-2002

		CONTRACTOR			*Engineer's Estimate*		Barton Malow		Walsh Construction		Bowen Construction	
		Bid Schedule					Apparent Low Bidder				*Irregular Bid (Used wrong bid form)	
No.	Section	Item	Qty	Unit	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
1	All Sections	All Work Except Items No. 2 through No. 20	1	LS	$27,190,755.00	$27,190,755	$27,601,800.00	$27,601,800	$29,579,040.00	$29,579,040	$30,321,438.00	$30,321,438
2	02200	Removal and Disposal of Soil Mixed with Landfill	3,300	Tons	$29.50	$97,350	$31.00	$102,300	$25.31	$83,523	*	$118,800
3	02200	Removal and Disposal of Grit from Grit Pond	3,000	Tons	$29.50	$88,500	$70.50	$211,500	$27.38	$82,140	*	$108,000
4	02310	Disposal of Contaminated Materials	1,500	Tons	$18.00	$27,000	$7.00	$10,500	$5.61	$8,415	*	$27,500
5	02310	Disposal of Landfill Materials	45,000	Tons	$29.50	$1,327,500	$30.90	$1,390,500	$15.00	$675,000	*	$1,620,000
6	02317	Unsuitable Material Disposal & Backfill for Trenching	300	Tons	$26.25	$7,875	$31.00	$9,300	$20.90	$6,270	*	$8,180
7	02466	Cast-In-Place Concrete Piles	56,000	LF	$23.00	$1,288,000	$24.75	$1,386,000	$20.25	$1,134,000	*	$1,904,000
8	02466	Test Piles (compression tests)	4	EA	$5,515.00	$22,060	$13,000.00	$52,000	$8,000.00	$32,000	*	$34,320
9	02466	Test Piles (tension tests)	4	EA	$5,515.00	$22,060	$7,500.00	$30,000	$8,000.00	$32,000	*	$34,320
10	02466	Pile Integrity Tests	100	EA	$150.00	$15,000	$125.00	$12,500	$125.00	$12,500	*	$13,750
11	02965	60" Brick Sewer Light Cleaning	100	LF	$60.00	$6,000	$11.00	$1,100	$11.20	$1,120	*	$1,235
12	02965	60" Brick Sewer Heavy Cleaning	300	LF	$60.00	$18,000	$31.00	$9,300	$33.60	$10,080	*	$11,100
13	02965	60" Brick Sewer Televising	400	LF	$5.00	$2,000	$5.25	$2,100	$5.60	$2,240	*	$2,480
14	02965	60" PE Light Cleaning	200	LF	$60.00	$12,000	$11.00	$2,200	$11.20	$2,240	*	$2,470
15	02965	60" PE Heavy Cleaning	710	LF	$60.00	$42,600	$32.00	$22,720	$33.60	$23,856	*	$26,270
16	02965	60" PE Televising	910	LF	$5.00	$4,550	$5.50	$5,005	$5.60	$5,096	*	$5,642
17	02965	36" ML Light Cleaning	950	LF	$60.00	$57,000	$11.00	$10,450	$11.20	$10,640	*	$11,685
18	02965	36" ML Heaving Cleaning	600	LF	$60.00	$36,000	$32.00	$19,200	$33.60	$20,160	*	$22,200
19	02965	36" ML Televising	1,550	LF	$5.00	$7,750	$5.50	$8,525	$5.60	$8,680	*	$9,610
20	General	General Allowance	1	LS	$600,000.00	$600,000	$600,000.00	$600,000	$600,000.00	$600,000	$600,000.00	$600,000
21	General	Material Handling Allowance	1	LS	$500,000.00	$500,000	$500,000.00	$500,000	$500,000.00	$500,000	$500,000.00	$500,000
		Base Bid Price:				**$31,372,000**		**$31,987,000**		**$32,829,000**		**$35,383,000**
		Select Alternates:			**Add/Deduct**		**Add/Deduct**		**Add/Deduct**		**Add/Deduct**	
2		Coatings of Screenings and Grit Room			Add	$75,000	Add	$6,750	Add	$6,300	Add	$26,000
5		Secondary Clarifier Density Current Baffles			Add	$125,000	Add	$430,000	Add	$110,000	Add	$166,000
10		Screenings Handling System, Parkson Alternate			Add	$350,000	Add	$430,000	Add	$350,000	Add	$485,000
11		Screenings Handling System, Vulcan Alternate			Add	$300,000	Add	$270,000	Add	$200,000	Add	$316,000
12		Hot Water System			Add	$13,000	Add	$10,000	Add	$8,000	Add	$24,000
13		Additional Simulated Stone Masonry			Add	$100,000	Add	$60,000	Add	$27,000	Add	$13,000
14		Chlorination Building Electric Air Handling Unit			Deduct	-$6,000	Add	$10,000	Add	$4,000	Add	$2,000
		Total of Alternates 2, 5, 11,12, 13,& 14:				**$607,000**		**$786,750**		**$355,300**		**547,000**
		Note: (Bid Evaluation Price) Base Bid Price Plus Alternates 2, 5, 11, 12, 13 & 14:				**$31,979,000**		**$32,773,750**		**$33,184,300**		**$35,930,000**
		Additional Alternates:			**Add/Deduct**		**Add/Deduct**		**Add/Deduct**		**Add/Deduct**	
1		Wastewater Screening Equipment			Add	$0	Deduct	-25,000	Deduct	-$20,000	Deduct	-$25,000
3		Wet-Pit Type Submersible Centrifugal Pumping Equipment			Add	$0	Add	$0	Deduct	-$70,000	Add	$1,700
4		NOT USED			NOT USED	$0	NOT USED	$0	NOT USED	$0	NOT USED	$0
6		Chlorination Chemical Pumping Equipment			Add	$0	Add	$0	Add	$1,000	Add	$0
7		Chemical Storage Tanks			Add	$0	Deduct	-$60,000	Deduct	-$50,000	Deduct	-$52,000
8		Limitorque Electric Actuators			Add	$0	Add	$45,000	Add	$43,000	Add	$53,000
9		Rotork Electric Actuators			Add	$0	Add	$20,000	Add	$38,000	Add	$46,000
		Total Additional Alternate Price:				**$0.00**		-$20,000		-$58,000		$23,700
		Total Project Price - All Alternates (excluding Alt. 10):				**$31,979,000**		**$32,753,750**		**$33,126,300**		**$35,953,700**
		Total Project Price - All Alternates Minus Alternate 5 (excluding Alt. 10):				**$31,854,000**		**$32,323,750**		**$33,016,300**		**$35,787,700**

6. Improvement Resolution #1751-2005, *Plant 2 Flocculator Drives and Shafts Phase II.*

Mark Gensic: We are ready to proceed with the second phase of the work on our Water Filtration Plant #2 for the replacement of the drive mechanisms for the flocculating and settling tanks. The first phase should be completed within the next week or so. We would like to proceed with the design and Board's approval for the next phase, which should be constructed next summer.

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Gina Kostoff: Mark, I recall when Phase 1 came through for the flocculation tanks. Can you briefly explain, I think Ryan wasn't on the Board at that point, exactly what the flocculation tanks do for our water?

Mark Gensic: At the Treatment Plant we take water from the St. Joseph River and bring it back into our plant, where we add chemicals. The first process is the mixing of those chemicals, which are primarily lime. The mixing occurs in the flocculation tanks where we form a heavier body that settles to the bottom and that becomes the lime sludge that we pump out to the Lake Avenue drawing beds. We have a mixing process here (diagram is shown), but we also have scrapers along the bottom of the settling tanks here (diagram is shown). There are a lot of mechanical parts like motors; drives and paddles that are moving continually that are part of the process as well.

Ryan Chasey moved approval. Motion carried.

7. AWARD: Resolution #1674-2005, *Glenwood Park Phase 1B Water Main Replacement* to S&S Directional Boring in the amount of $306,450.00.

John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #1761-05, *Shawnee Drive-Wildwood Ave. Sewer Separation* between the City of Fort Wayne and Bercot, Inc. in the amount of $333,826.00.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue Associates for *On-Call Services for WPCP Process Instrumentation & Control System*. Compensation for services performed shall be $25,000.00.

Brian Panzer: Donohue was the originator of all our PLC programs as well as our SCADA system. We have had an excellent performance from Donohue in the past and they are willing to provide a fair price. We recommend approval of this agreement.

Gina Kostoff: Were there any other firms contacted for this particular system?
Brian Panzer: Since we have worked with Donohue in the past and they provide an intricate knowledge of the system it would be to our advantage, rather than getting someone to learn the system, which would ultimately cost more.

John Suarez moved approval. Motion carried.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Optimatics LLC for the *GA Optimization Feasibility Study for the Water Distribution System*. Compensation for services performed shall be $10,000.00.

Matthew Wirtz: GA or Genetic Algorithm is a computer program that will interface with our hydraulic model. It is a program that will include the rehabilitation and replacement of aging transmission mains as well as strengthening reliability and redundancy in the network. The feasibility study will look at some of our master planning for integrating, possibly the Aqua Source system out north, and see if there are solutions that we could space out better or do more cost effectively using our hydraulic model, which is a huge savings. Optimatics has provided this service for many other large systems. There are other people that do this and if we do move forward with the full study, we would do some kind of RFQ to fully evaluate this system. We recommend approval.

Ryan Chasey moved approval. Motion carried.

11. Approval of Supplemental #1 to the Professional Services Agreement between the City of Fort Wayne and Paul I. Cripe, Inc., for *Wayne Trace Road: Oxford Street to McKee Street*. The not-to-exceed fee stated in the original agreement shall be increased by $4,000.00 for a new contract amount of $122,256.00.

Dave Ross: This is part of the right-of-way services. Wayne Trace is an irregular roadway that doesn't follow any section line it goes from northwest to southeast. The property we are acquiring is not a platted or subdivided portion of property that can be easily described. Therefore, Cripe is proposing to provide a control point survey that will be recorded in the office and used as the description for the land acquisition buying. It is estimated to cost $4,000.00 to provide this service.

John Suarez moved approval. Motion carried.

12. Approval of Sanitary Sewer Contract #2005-S-26, *Indiana Business College Sanitary Reroute* between the City of Fort Wayne and IBC Fort Wayne Development, LLC to construct a local sanitary sewer system to serve Indiana Business College at 6413 N. Clinton Street. The project is privately funded and located inside the City.

Nancy Townsend: This project area is located on the west side of Clinton Street. It includes the reroute of approximately 264 lineal feet of 12-inch sanitary sewer and one manhole to provide service to the college.

Ryan Chasey moved approval. Motion carried.

13. Approval of Sanitary Sewer Contract #2005-S-27, *Courtyard at Dawson's Creek* between the City of Fort Wayne and Paragon Land Development, LLC to construct a local sanitary sewer system to serve Courtyard at Dawson's Creek. The project is privately funded and located inside the City. We recommend approval.

Nancy Townsend: This project area is located on the north side of Till Road. It is a 14-acre residential development that will include the installation of just over 1,000 lineal feet of 8-inch sanitary sewer and six manholes. It will provide sewer service to the proposed 55 residential lots in this area. We recommend approval.

John Suarez moved approval. Motion carried.

14. Approval of Services Agreement between the City of Fort Wayne City Utilities and Star Financial Bank to provide electronic and bill mailing processing services and collection of bills through automated clearing house debit collection. Compensation for services performed shall be $75,000.00.

Kristine Degabriele: First, let me provide the Board with a little bit of history. In 2002, City Utilities partnered with Star Financial to provide on-line account access and billing via a secure

site on the Internet. Star Financial also began printing and mailing our City Utility bills at that time. Our partnership with Star Financial allowed us to be the first utility in Indiana and one of the first in the nation to provide our bills electronically. Currently, Star Financial processes all of our City Utility bills each month. They print and prep the bills for mailing and e-mail from the daily file that we provide to them. Through the hyperlink from the City's website we provided, City Utility customers can view and pay their bills on-line. Over 4,500 customers receive their bills on-line and City Utility receives 11,000 payments electronically each month. I recommend renewal of this contract with Star Financial.

Ryan Chasey: This may be a question more for Greg rather than for Kristine. Does this factor into all the new technology software that City Utilities is purchasing and will it have an impact on this side of things?

Greg Meszaros: No, not at this time. Basically, it is geared toward the operating departments.
Ryan Chasey: ....because Jim Haley said this can be a comprehensive software package that we might look at in the future.

John Suarez: I have a question on the Agreement date. It says it extends the contract for one year starting January 1st as the date. Are we doing this contract for next year?
Kristine Degabriele: I will have to defer to Sally Clem for the answer.
Greg Meszaros: Maybe we could table this item until the end of the meeting under Old Business.

> John Suarez moved to table this item until the end of the meeting under Old Business. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and T-E Incorporated for Work Order #65554, *Essex Wire – NW 6-inch Water Main Replacement* increasing the original contract price by $5,489.20. Including this Change Order the new contract price will be $63,279.20.

Ron Sheppard: This is a final quantity adjustment for this repair. We encountered a tank that we did not know was there and we had some additional quantity for pipe and asphalt work. It was something that was unforeseen when we rerouted. Bill Simmons worked with our contractor to keep the cost as low as we could, but these were the additional costs incurred on this particular project.

John Suarez: Ron, you said you encountered a tank in this area and the dimensions were 30 feet by 120 feet.
Ron Sheppard: Yes, it was obviously a rather large tank and I am not sure whether they used it for oil or whatever. It was on their property and we didn't know it was there. This line had been rerouted once and when we went to reroute it again, we ran into this tank.

John Suarez: Was there any hazardous material inside?
Ron Sheppard: Not that they encountered, because we physically went around it. We didn't puncture or open it up to see what was inside.

John Suarez: So it wasn't determined whether it had any fuel inside?
Ron Sheppard: No, it is on their property and their liability to take care of it.

Ryan Chasey: Ron, on the attachment that lists the specific quantities, this last Item under "other", it says unknown buried storage tank $2,606.20. Why this amount?
Ron Sheppard: Bill Simmons put this Change Order together. It involves some additional downtime that the contractor had on this before Bill could get out there and agree on a route to keep the costs as low as possible.

Ryan Chasey moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7060-05, *Hoevelwood Association Miscellaneous Repairs* decreasing the original contract price by $1,325.70. Including this Change Order the new contract price will be $19,106.30.

Mario Trevino: This final Change Order reflects an extra quantity we had in the project for concrete, curb removal and curb, drive and patching items. All the other items were either marginally over or under the planned quantity.

John Suarez moved approval. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the work performed by Newell Construction for Construction Contract #7054-05, *Stardale Drive* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the work performed by Frontier Contractors for Construction Contract #2004-W-12, *2910-2936 East Dupont Road Water Main Extension* as an integral part of the City's water distribution system.

John Suarez moved to approve Item #18. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

#1665-04, *General CIPP 2004 Package 2* to Insituform Technologies USA, Inc.
#2005-S-21, *Parkview Plaza Phase IV* to Wigent Excavating.

Ryan Chasey moved approval of Item #19. Motion carried.

20. Approval of Releases of Escrow from Wells Fargo Corporate Trust Services:

2004 Fire Truck Lease financing in the amount of $1,500.00
2005 Solid Waste Container Vehicle Lease financing in the amount of $1,500.00

John Suarez moved approval of Item 20. Motion carried.

21. Approval of Releases of Escrow from JP Morgan Trust Company:

2005 Street Equipment Lease financing in the amounts of $114,000.00 and $105,600.00.

2005 Passenger Vehicle Lease financing in the amount of $207,476.83, $21,578.00 and 22,500.00.

Ryan Chasey moved approval of Item #21. Motion carried.

22. Approval of Barrett Law Claims in the amount of $2,253.53 for the week of October 12, 2005.

John Suarez moved approval. Motion carried.

23. Approval of General Accounting Claims in the amount of $7,922,444.30 for the week of October 12, 2005.

Ryan Chasey moved approval. Motion carried.

24. Old Business: Review of Item #14 – Approval of Services Agreement between the City of Fort Wayne and Star Financial Bank to provide electronic and bill mailing processing services and collection of bills through the automated clearing house debit collection. Compensation for services performed shall be $75,000.00.

Gina Kostoff: Kristine, were you able to ask Sally Clem about the correct start date for this Services Agreement with Star Financial?
Kristine Degabriele: Yes, I misunderstood and thought the services were to begin January 1st, but actually it is to begin now. We are modifying this Services Agreement to say one year from date of execution.

Ryan Chasey moved approval of Item #14 with the modified date change. Motion carried.

25. New Business:

Meeting adjourned 9:34 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
OCTOBER 12, 2005

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BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:35 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic – Planning and Design Services. Ron Sheppard - Engineering Support Services. Nancy Townsend, Tom Pallone – Development Services. Kristine Degabriele – Law Department.

1. Approval of Board of Stormwater Management Minutes for the week of September 28, 2005.

   Gina Kostoff moved approval. Motion carried.

2. AWARD: Resolution #1706-04, *Ludwig Park Drainage Improvement* to Pyramid Excavating in the amount of $422,644.59.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:38 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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MINUTES OF THE
JOINT MEETING BETWEEN THE BOARD OF PUBLIC WORKS
AND THE BOARD OF STORMWATER MANAGEMENT
OCTOBER 19, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 10:15 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Nancy Townsend, Tom Pallone – Development Services. Mary Jane Slaton – Water Resources. Michelle Nelson – Board of Public Works Administration.

1. Approval of Resolution #92-10-19-05-1 recommending an across the board increase in rates for the Fort Wayne Water Utility to support the Utility's Capital Improvement Plan and operating expenses.

2. Approval of Resolution #92-10-19-05-2 recommending an increase in rates for the Fort Wayne Stormwater Utility to support the Utility's Capital Improvement Plan and recommends other changes in the Stormwater Utility rate structure.

Greg Meszaros: The purpose of this joint meeting is to hear rate proposals for our Stormwater Utility and Water Utility. The Board of Public Works will address, adopt, rescind or modify the Water proposal once we get to that stage. Our Stormwater Board will then address, adopt, rescind or modify the Stormwater proposal on rates.

I will be doing a joint presentation on both to kind of frame the issues, but when we actually get to discuss the Resolutions we will have them as two separate transactions.

I will read the two transactions into the Record:

Approval of Resolution #92-10-19-05-1 recommending an across the board rates for the Fort Wayne Water Utility to support the Utility's Capital Improvement Plan and operating expenses.

Approval of Resolution #92-10-19-05-2 recommending an increase in rates for the Fort Wayne Stormwater Utility to support the Utility's Capital Improvement Plan and recommends other changes in the Stormwater Utility rate structure.

At this time, I would like to start the presentation and go over what we want to achieve with these rates (a Power Point presentation is provided by Greg Meszaros).

Attached is a copy of the complete presentation.

We put together over the last couple of years a series of engineering studies and reports that collectively form a longer term Flood Drainage Master Plan. Those cover project improvements in our St. Mary's and Fairfield ditch areas, our property buyouts, improvements in the Spy Run Water Shed and improvements to relieve chronically occurring drainage problems.

In the last couple of years we have had a series of two major floods in our St. Mary's and Fairfield Ditch areas. A total of 508 businesses and homes have been affected. We have had damages of $2.7 million dollars to public facilities, over $5 million dollars in damages to private facilities and we have expended over a million dollars in flood fighting costs.

Sometimes it is hard to envision what these floods mean if you do not live in these areas (a few pictures are shown at this time). As you can see from the pictures these are not just minor nuisance flooding problems...these are real home damaging, transportation system interruption and commerce problem creating floods. Pictures of Berry & Thieme, Park-Thompson, Woodhurst/Hartman Roads, Tillman & Calhoun and the Fairfield Ditch flooding areas are shown.

We worked with the Army Corps after the flood of 2003 to develop a Reconnaissance Study where we identified the areas where we could make improvements (a diagram is shown). The areas identified were: Berry-Thieme, Park-Thompson, Woodhurst, Tillman Road and the Fairfield Ditch. These are our five priority areas. We have about $5-$7 million dollars in improvements that we would like to do to significantly improve the problems for the thousands of homes and businesses from the risk of flooding in the future.

The second piece of our program is for Property Buyout. Sometimes you can't create a structural solution, the best solution is for property buyout. It helps out the community because we are able to turn that land to green space, which stores more floodwater. As a matter of fact, we still have residents that can't move back to their homes or can't sell their homes. We never "take" a home. We always do it on a voluntary list, so this property buyout program is not mandated. The three priority buyout areas are: Eastbrook/Westbrook area, Junk Ditch area and the Winchester Road area.

The Spy Run flooding is actually more chronically flooded than the St. Mary's (a picture is shown). We have had five flood events in the last three years. Routinely, we have sixty homes that are affected. We have an Interstate Industrial Park that is directly impacted by flooding. We have a lot of commerce in that location. Raytheon is located in the Industrial Park. To give you a sense here is the Spy Run flooding (photo is shown). We have developed a project plan to improve flooding problems here (photo is shown). The real centerpiece project is the construction of a large regional detention facility on twenty-two acres in the Interstate Industrial Park. You may recall our Stormwater Board has already approved some of the preliminary design for that project. With land acquisition and design, that is a $2-$3 million dollar construction project.

The next piece of our puzzle is our plan for relieving chronic interior drainage problems. These are problems that are not river or Spy Run related. These problems are related to insufficient ditches or pipelines or swale systems in neighborhoods. This can be just as debilitating as river flood. Here is a picture of Ludwig Park that shows the affects that an owner cannot correct on his own.

We took a Master Plan approach here. We hired a firm, GRW Engineering to develop a Master Plan for our worst chronic neighborhood problems. The top ten are in green (photo is shown), the next ten in red and so on. We did a hundred of these, but these would be our top thirty. Each one of these projects will cost from a quarter of a million to a half million dollars.

Over the last three or four months we have involved the community in discussions on whether we should go about correcting these problems, because it is optional. We do not have to correct these problems, we can let them continue and hope that the Federal Government will come to our rescue if we wait another five or ten years. We went out and presented to many of the Community Forums. One of my colleagues, Gina Kostoff and I went to Neighborhood Associations, Community Service Council, Commerce meetings, Apartment Associations and School Corporations and

presented to them three levels of service that we could do to improve our Stormwater drainage and flooding. These would be five-year rate plans that we presented to them.

Service Level 1 (Power Point slide is shown at this time). We have new regulatory requirements from the Federal Government that we have to implement and that will cost some money for us. It would raise the monthly household rate to $.40.

Service Level 2 (Power Point slide is shown at this time). Would be to have the Stormwater Utility issue a Revenue Bond for $17 and a half million dollars to make improvements in floods and Spy Run chronic drainage. This Revenue Bond would tackle those priority areas on the St. Mary's/Fairfield. It would construct capital improvement projects on the Spy Run, etc. It would be able to tackle any where from 8-10 of the worst chronic neighborhood projects, so a lot of good for $17 and a half million dollars.

We have no debt against our Stormwater. We have consulted with our financial firm, Crowe Chizek and they are very confident that the bond markets would receive a Stormwater Revenue Bond without any problems. The debt service on a Revenue Bond would be roughly $1.75 million per year. It would cost $.65 per year to serve that debt for each homeowner or each residential unit. Cumulatively, Levels 1 and 2 together would total $1.05 per month.

The final and highest level of service is Level 3. We would do everything in Levels 1 and 2, but would also add $500,000 per year in a dedicated property buyout program. We hope to leverage that with matches from the Federal Government. If we didn't match it in any one-year we would be able to buy the homes with just the $500,000. This will be the first time ever our community had a dedicated revenue stream for property buyout. In rough terms it costs us about $50K on average to buyout a property and demolish it, so that money alone would buyout ten homes. If you leverage it with Federal funds you might push it to 20 or 30 homes. If you consistently do that year after year you can really take care of a lot of flooding problems through property buyout. The other piece of that is another $500K for pay-as-you-go capital, so we could continue to do neighborhood projects once we got outside the bond. Again, the cost for Level 3 is $.40. To implement all three Levels of Service it would cost each homeowner or equivalent residential unit (ERU) $1.45.

We sought a lot of community input here and overwhelmingly about 75-80% of the community voted to go to Level 3 Service.

Gina Kostoff: I would echo that. We were very pleased to see that when most people realized that for a moderate increase we could undertake a lot of these flood control projects on our own. Even people who were not immediately affected by those issues realized the importance of doing that. If we can protect those critical areas we can divert our resources to other areas and help more people. I was very pleased to see a good sense of community in these meetings. Understanding that we do need to help our neighbors and that it is not just this neighborhood's problem or that neighborhood's problem, but that it is an entire community concern.

Greg Meszaros: Comparatively, we took a sample of other Stormwater Utilities in the State of Indiana just to see if we did increase the rates how we would stack up (Power Point slide is shown). Right now our current rate of $2.20 per ERU is down here at the very low end of the scale. Even with the rate increase we are still below the MEAN of these utilities.

What is the final recommendation then? We would recommend to the Stormwater Board and hopefully to City Council, that we go ahead to implement the highest service level or Service Level 3. The clear preference, based on community input sessions, would result in a maximum increase of $1.45 per ERU (equivalent residential unit). We bill based on ERU's and every resident pays the same for stormwater services per month. However, for non-residentials, we determine their equivalent residential unit. If you were a Meijer store it would be 300 ERU's and we bill based on your ERU equivalencies, so for a homeowner you will pay $1.45 more per month but a non-residential owner will pay their multiple of that.

I would like to note that we are working with the Mayor's office and City Council. They had asked as a part of the higher than expected County Option Income Tax revenues for 2006, that we apply some of those unanticipated revenues to reduce a user fee. We are working with the Controller's Office to identify that user fee. A likely candidate is the Stormwater Utility, so when I say $1.45 maximum it is going to depend on how that COIT works out. It is possible that the $1.45 will go down 10, 15 or 20 cents per month...no more than $1.45. We recommend an affective date of January 1st, 2006 and I would note these rates would be good for five years or 2011.

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Greg Meszaros: There are a few other instruments in the rate structure that we would like to adjust. Our Stormwater Rate Structure bills based on ERU's and some of our hardest hit areas are not-for-profit entities, entities that don't pay property tax. When we set up the Stormwater Utility back in the early 90's the City Council implemented a not-for-profit discount program and it is currently at 15%, so if you are a not-for-profit agency you get 15% off your Stormwater bill. This was done for areas like churches, government institutions, school corporations or very large impervious surfaces that were seeking relief from the large stormwater bills in their not-for-profit status. The Council established this at 15%. As we talked with these groups there was a very strong sentiment to do something for the community, but they were concerned about the increase of $1.45 and they want to get some kind of relief for the additional costs. We are recommending that the Board and Council raise the percentage from 15% to 25%. From a revenue perspective, it is relatively minor...about $90,000 a year in revenue in terms of change, so substantially it doesn't change our ability to get things done, but it provides some relief to a group that is very sensitive to increases in ERU's.

The second change that we would recommend is to implement a declining block rate structure. We already have this in water and what this means is the more water you use the less you pay per unit as you reach certain thresholds. The sense is that the cost to provide you water as you use more and more water is a little bit less that your fixed costs are less and you should have a declining block rate structure. We would recommend that similar approach in Stormwater for very high ERU accounts. For ERU counts above 200 they would pay 10% less for each ERU and for ERU counts above 500 they would pay 20% less, so again this gives some relief from very high rates to those customers.

The third component is to ensure that all stormwater customers participate in the funding of community wide benefits (improved water quality, major flood protection projects, etc.) We recommend that we reduce the maximum total rate discount/credit combination percentage from 82% to 65%. We want to repeal the option for County regulated subdivisions inside the City to opt out of Stormwater utility charges.

Ryan Chasey: Greg, would that apply only to those coming in the future or those who have already opted out?
Greg Meszaros: I would recommend that it apply to everyone. We would opt back in those that have opted out and not allow any others that are currently in the City or would come into the City in the future to opt out.

Gina Kostoff: Greg, are you talking about a going forward basis? We're not talking about charging for the past are we?
Greg Meszaros: Oh no, we would not back bill. Another thing for clarity, we still get calls from residents that do not know that their neighborhood association has opted them out. These residents will call and say they have a drainage problem in front of their house can you come out and clean out the stormwater system. We have to say no. Even our stormwater crews do not always know who has opted out and who has not.

Greg Meszaros: This concludes this part of the presentation for Stormwater. Are there any more questions?

Gina Kostoff: My one question will be for both rate increases and our concerns. Greg, you and I have discussed this and we are taking steps to do this or perhaps we can enter this into our discussions. By raising both the stormwater and water utility rates we are adding additional

burden on our users. Those users are also facing rising bills from NIPSCO and other utility companies, as well as facing rising prices at the gas meter. What steps are we going to be taking to help our customers to meet those challenges? It is our belief and I think we share this belief that we are going to see more and more people who are having difficulties meeting their obligations who have never had those problems before. I don't know if you want to work this into this discussion or you want to have this discussion afterward.

Greg Meszaros: I think I can address some of that right now. First, we have a long history of enduring relationships with agencies that help those in need who can't pay their utility bills. We work with Associated Churches, Salvation Army, Wayne Township, and others. We routinely meet and confer with those groups in terms of helping people pay their bills. We are hoping to amplify that capability in the future. In fact, I asked Gina to coordinate working with those groups with a new program called Life Essentials. Life Essentials would look voluntarily to raise some money in our City's Utility Relief Fund to provide customers that are struggling to pay their bills. We might seek some endowment money from outside philanthropic organizations to help us and perhaps implement a program where we do an optional $.50 a month to contribute to help those people in need.

Gina Kostoff: We do have a Best Team that has been implemented since 2000 when we created the City Utilities Relief Fund for customers who are having trouble meeting their obligations. I believe a lot of those discussions came from our conversations with places like the Associated Churches and other social service agencies who have some innovative ideas on how we can help people. The one piece would be a check off type of situation where current rate users who are like minded and understand this is a community concern and that we want to help our neighbors in need. It would be a voluntary and not a mandatory thing for rate users, so if you don't want to do it you certainly don't have to do it. Going after small increment grants from different foundations throughout the community or perhaps partnering with some of our corporate sponsors whereby they would do a match maybe a $1 to $1 match. This could create a larger amount of money and would allow us to help more people more frequently with their utility bills. One of the other pieces we discussed is trying to find ways to help those people meet the challenges long term. How can we help people struggling right now and find ways to meet those obligations down the road. The essential utility companies have some type of program to help with relief.

When we think about the Water Utility we think about the value. As a matter of fact, when we do our customer focus groups and customer phone surveys one of the number one valued services that the City offers is our drinking water utility. It is extremely reliable and affordable and provides a great tasting product. I would like to talk about that. When we think about reliability water of all the services that the City offers to the community is something that has to be there 24/7. You have to have enough water to drink, fighting fires, it has to have the right pressure and enough confidence that it is going to be quality all the time...you can never imagine a day without your water utility working.

This photo shows the tragic church fire at St. Mary's a few years ago and the one thing I take pride in is the City's service...our great Fire Department, but what's right there...City water. Our filtration plant was constructed in 1933 has never stopped working ever, not for a day. In my twenty years of working for the utility I only recall it not pumping water for a total of three hours. This is a incredible standard for a level of service.

The other aspect of our utility is affordability. We are a very affordable utility. A slide is provided comparing bottled water versus City water. Although bottled water is popular, the City says its tap water is just as safe and tasty...at a fraction of the cost.

Our overall strategy is to increase capital investments to protect water utility value. Beside just general capital investments we are recommending to modernize electrical, pumping and water storage systems at critical facilities (St. Joe Dame and Filtration Plant). Also, improve our distribution system pressure and flow through feeder main improvements; replace failing water main system.

We recommend in our Resolution to implement an across the board 25% water utility rate increase with an effective target date of July 1, 2006 pending Indiana Utility Regulatory Commission approval. A slide is shown at this time showing water rates after the Fort Wayne increase, which puts Fort Wayne right in the middle. This is based on Indiana Cities and Towns over 30,000 in population. The cost is based on a residential 5/8" meter monthly water billing for 6.68 CCF or 5,000 gallons at $18.27 per month. This would be a rate for the next five years.
Summing it all up (a slide comparison is shown) on our utility bill you will see four core charges: solid waste, drinking water, stormwater and sanitary sewer.

Again at Level 3 for $59.54 you receive great services and a pretty competitive and great deal.
I would be happy to answer any more specific questions.

Just to add procedurally, whatever we do on the Resolutions we will go to City Council and we hope to introduce next Tuesday with discussion. Sometime in November there will have to be a public hearing at the City Council level. I have consulted with the Mayor on all of these and he recommends and he is comfortable with these rates and services.

Gina Kostoff: Greg, I know we have met with a lot of community groups and neighborhoods and you have met with businesses and larger entities, how are they feeling about these types of rates? Are they comfortable with these rates?

Greg Meszaros: Let me take the businesses perspective first. No one likes to pay more money, but businesses recognize that making capital investments to protect the value of your physical assets that they rely on water. If water doesn't work, their businesses fail too. From a water perspective all of the business community that we talked with understand the need to make investments in our water utility. It is the highest regarded utility service that we offer. I get a lot of positive feedback there. From the stormwater side, people our very supportive of the community related nature of flooding and water quality improvements. However, we did get a lot of feedback about ability to pay from really high ERU user such as school corporations, churches to name a few.

Ryan Chasey: On the last slide you had up where you compared the rates by date, do you have any idea what someone pays outside the City?

Greg Meszaros: It depends. We serve water outside the City. Outside the City you pay a little bit higher rate for water, I think it is about 20% more per month. Comparatively for our rate structure, we are still below our other utility providers in this region: Aqua Indiana and New Haven. Solid waste is significantly higher plus you have to rent your cart for an additional cost.

Ryan Chasey: That is why I asked. When you compare our previous rates and ourselves we have done such a great job, or your team has done a great job of keeping those rates down. This is a valid comparison because sometimes those bills come separate for other utility users.

Greg Meszaros: We are not proposing rate to keep the status quo. Our operating expenses are chewing up all the rates. The team has done a real good job of stabilizing our operating expenses. These rates are going back into capital investment and rising service levels. The exciting part for me is rates that lead to higher value, not just the same status quo.

Ryan Chasey: I think that is an excellent point that you can make to Council and continue to make. I have a hard time because everybody's bills are going up, but our bills are not going up because of operational expenses, but that we are looking at community problems. I think that is what differentiates us from anyone else.
Gina Kostoff: Well, I think your point is we are not only maintaining our operational expenses, but we are finding ways to save money operationally through projects and tools like LEAN and Six Sigma. It is interesting you bring up the point about other utility companies because last night I had dinner with some friends that just purchased a home outside the City and their water bill was raised from $30 to almost $100 dollars. Our value for the amount of money you are paying in your utility bill is far greater than some of our competitors.

Greg Meszaros: Any more questions or comments?
John Suarez: I had a question on the non-profit organizations. Can we give them a break on their water?
Greg Meszaros: We cannot give them a break on water it is not allowed by the Commission.

Greg Meszaros: If the Board is comfortable I might recommend we take votes on these Resolutions. We have to do them separate. Water would include the Board of Works members, excluding myself and then the Stormwater Board would include Gina Kostoff, John Suarez and me, excluding Ryan Chasey.

5

Gina Kostoff moved approval for Resolution #92-10-19-05-01 recommending an across the board increase in rates for the Fort Wayne Water Utility to support the Utility's Capital Improvement Plan and Operating Expenses. Motion carried.

Greg Meszaros moved approval for Resolution #92-10-19-05-02 recommending an increase in rates for the Fort Wayne Stormwater Utility to support the Utility's Capital Improvement Plan and recommends other changes in the Stormwater Utility's rate structure. Motion carried.

Thank you. We are adjourned as the Joint Board.

BOARD OF PUBLIC WORKS

Regina A. Kostoff, Chair

John Suarez, Member

Ryan P. Chasey, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

November 2, 2005
Date

BOARD OF STORMWATER MANAGEMENT

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 19, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, Ryan Chasey, John Suarez and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mary Jane Slaton – Water Resources. Mark Gensic, Matthew Wirtz, Andrew Schipper – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino, Mike Fruchey – Transportation Engineering Services. Nancy Townsend, Tom Pallone – Development Services. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Val Ahr, Pat Roller – Controller's Office. Al Lichtsinn – Street Light Engineering. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of October 12, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1745-05, *Point Repairs 2005.*

BIDDER	BID AMOUNT
All Star Construction	58,200.00
Bercot, Inc.	74,491.00
Land Construction	**45,740.00**
T-E Incorporated	69,619.00
Engineer's Estimate	$89,000.00

3. Improvement Resolution #1730-2005, *Lime Sludge Line Force Main Capacity Improvements.*

   Andrew Schipper: At the Three Rivers Filtration Plant lime sludge is taken from the bottom of the settling tanks and sent to the Biosolids Facility. This project is Phase I of a parallel force main that will increase the reliability and capacity of pumping sludge to the lagoons and ultimately our ability to treat water. Phase II will be from Coliseum east to Pemberton. This phase includes approximately 3,000 lineal feet of 12-inch force main. Construction is planned for February 2006 to take advantage of the winter golf course shutdown. Funding for this project is the current Water Revenue Bond.

   Ryan Chasey moved approval. Motion carried.

4. AWARD: Resolution #7066-05, *Grier Street* to Key Concrete in the amount of $63,506.00. Contract Compliance concurs with this award.

   Ryan Chasey: I have a question today on these awards. Greg, you may have an answer for my question. We have about three or four awards this morning and most of them are above the engineer's estimate. Is this a general problem we are facing from hurricane supply problems, concrete costs or is it just particular to these projects?

   Greg Meszaros: I think there are pressures because of energy prices, hurricanes and others. Some of our bids have come in where we have seen the prices creep up. Sometimes on our

transportation projects when we bid them later in the year we seem to see those higher prices. Although I did not review these bids specifically, maybe Mario could address this.

Mario Trevino: I would say that Greg has touched on items that I have tried to convey before. We are seeing larger increases in concrete price, particularly in aggregate and cement product that produces concrete. Obviously, petroleum is a product that asphalt is comprised of and those sorts of items are also on the increase, as well as mobilization and demobilization costs. Historically, we have seen higher prices later in the year as contractors finish projects during the summer and they are now open to bidding some other projects, so I think it really depends on the contractor and where we are at in that time of year, which might show some higher costs.

Ryan Chasey: None of these awards are drastically over. I just noticed the trend and wondered if that was part of it. Thank you for the explanation.

John Suarez moved approval. Motion carried.

5. AWARD: Resolution #7068-05, *Georgetown Place Villaminiums* to A-1 Concrete Leveling in the amount of $2,025.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #92-9-28-05-01, *WPCM Office Renovation* to Strebig Construction in the amount of $98,083.00. Contract Compliance concurs with this award.

John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #1732-2005, *WPCP Dechlorination Facilities Improvement* between the City of Fort Wayne and Hagerman, Inc. in the amount of $1,753,600.00.

Ryan Chasey moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Roger Hirt, Consultant for the Application of Six Sigma Quality Management Tools to City Services. Compensation for services performed shall be a not-to-exceed amount of $49,500.00.

Greg Meszaros: This is an annual contract with Roger Hirt. Roger acts as our Master Black Belt in Six Sigma parlance. He is our overall advisor on our Six Sigma Quality Improvement Program and has been doing this for 5 years. We get enormous value out of our Quality Programs and I recommend that we sign this Agreement with Robert Hirt for 2006 services.

Gina Kostoff: Greg, our Division, the division of Public Works and Utilities has seen a great deal of cost savings with Six Sigma, can you give us a ballpark figure?
Greg Meszaros: In the millions of dollars between LEAN and Six Sigma. We expect each year at least a million dollars in value. Compounded over the last 4-5 years that would be $3 or $4 million.
Gina Kostoff: This is a pretty good return on investment for $49,500.00.

John Suarez moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for the Three Rivers Filtration Plant Southwest Pump Station and GM Tank PLC/HMI Upgrade. Compensation for services shall be a not-to-exceed amount of $53,001.00.

Matthew Wirtz: PLC stands for the Programmable Logic Controller and HMI for the Human Machine Interface, which is a way to access the PLC through a graphic screen. Southwest pump station is out here on the airport property and serves our GM Plant. This pump station over the last year has been experiencing more control failures, pump controls and some of the

existing access to the PLC has had failures as well. The existing control system is bordering on obsolete and getting more expensive for repairs. The plant staff has recommended to us that we move forward with the plan to replace this PLC. We have money already in the budget to start the design and then next year we would look to complete the work. This Agreement is with Donohue & Associate and their local representative in Fort Wayne, Louie Fink.
If you review the breakout of costs, most of the costs are related to the program construction. There will be no outside services for this project, other than the plant costs and the representative's costs.

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Ryan Chasey moved approval. Motion carried.

10. Approval of Exhibit B – *Server and End User License Agreement,* Exhibit C – *Service and Maintenance Agreement,* and Exhibit E – *Mutual Non-Disclosure Agreement* between the City of Fort Wayne and Hansen Information Technologies, Inc. The Exhibits are in conjunction with the Hansen Technologies Agreement signed on March 30, 2005. No additional fees are associated with the Exhibits.

Jim Haley: These are additional contracts that should have been included within the initial Contract that was signed in March. When they were processing our Purchase Order they noticed that had not been included, so they sent them to me for completion.

Exhibit B is an End User License Agreement, which allows the City to use software and perpetuity by client access, such as payment schedules, and we agree to not give it out to other people. Exhibit C is a Service and Maintenance Agreement that sets the terms and rates for the contract. It describes how quickly Hansen responds to problems when we call and establishes that if Hansen creates the program to fix a problem for us the solution belongs to Hansen it is not something we own. Exhibit E is a Non-Disclosure Agreement that we agree not to disclose their secrets and they agree not to disclose ours.

John Suarez moved approval. Motion carried.

11. Approval of License Agreement between the City of Fort Wayne and Law Enforcement - Firefighters Memorial, Inc. to construct a memorial on City property for law enforcement and firefighters who have given their lives in service to the community.

Dan Brenner: Last summer Mr. Vanderveer approached the City seeking permission to build a Law Enforcement – Firefighters Memorial on a piece of property owned by the City, just north of the Wells Street bridge. Since that time, Property Management has worked with his group and other City staffers to make sure the plans were approved. We believe this is a project that is good for the community and we are asking the Board to approve the Agreement. I believe Mr. Vanderveer would like to make a few comments.

Jerry Vanderveer: Good morning, Board members. I am here with the Captain of the Fort Wayne Fire Department and we are here to ask you for permission to lease the property at Ewing and Wells Street. Our mission is a simple one, to establish a place of dignity where the names and stories of those who have given their lives in the line of duty maybe displayed for our citizens to view and pass on to our children and children's children. A place where family members may be able to meditate and remember their loved one at any time, day or evening. It will also be a place to honor those men and women who continue to serve us each day. We ask your support in helping create this lasting legacy to those who have served our community so unselfishly. We believe this will serve as a destination for visitors to our City as well as our citizens. The website will be linked with the first responding sites all over the world. With the City skyline in the backdrop it will be very photogenic and it will be a welcomed addition to the many beautiful amenities that our City already offers. The Memorial will be self-supported by a $50,000 endowment.

Gina Kostoff: Is the plan to take the existing property and recreate a Memorial through the use of donations of services? I understand you will be having a design contest, is that correct?

Jerry Vanderveer: Yes, that is correct. Within two weeks we will be sending out brochures to architects, non-architects and creative citizens who would be interested in competing in a design contest. We do not have a large amount of money to offer to those who would respond. We will probably be doing this as a pro-bono item. We are hopeful to get a lot of response from the community. We hope to culminate this in mid-January and all of the Board Members as well as the firefighters and police officers within the County will have the final say on the approval of the design.

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Gina Kostoff: Dan, will the City incur any costs for this project?
Dan Brenner: No, the Agreement does not obligate the City for any costs associated with this project.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights & Signals, Inc. for Contract #297-05, *2005 CEDIT Neighborhood Improvement* decreasing the original contract price by $2,584.00. Including this Change Order the new contract price will be $102,742.00.

Al Lichtsinn: This is the final Change Order for the lights that were installed in seven separate neighborhoods through a petition process. LSI has completed the work.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7052-05, *Miscellaneous Construction Package 4, 5, & 6 – 2005* decreasing the original contract price by $1,064.34. Including this Change Order the new contract price will be $152,141.36.

Mario Trevino: The bulk of this Change Order can be attributed to fewer quantities in constructing concrete steps, curb type three and a tradeoff between the quantity of the wing walk item to the sidewalk item. All the other quantities were either marginally over or under the planned quantity.

Ryan Chasey moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Robbco, Inc. for Contract #7061-05, *Miscellaneous Construction Package 4A-05* decreasing the original contract price by $2,625.05. Including this Change Order the new contract price will be $192,911.96.

Mario Trevino: This construction package consisted of three locations in the 4th District. The bulk of this Change Order can be attributed to fewer quantities for pavement removal, pavement construction and topsoil. We used more concrete removal quantity than anticipated, so the result is a decrease in the Change Order for $2,625.05.

John Suarez moved approval. Motion carried.

15. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as an integral part of the City's transportation system:

#7028-05, *Main Street* to Hipskind Concrete
#7031-05, *Clara Avenue* to Newell Construction

Ryan Chasey moved approval of Item #15. Motion carried.

16. Approval of Special Street Permit for the Courtyard at Dawson's Creek between the City of Fort Wayne and Paragon Land Development, LLC to construct the following streets: Corner Stone Parkway and Courtyard Cove.

Mike Fruchey: This Special Street Permit for Courtyard at Dawson's Creek lies within the 3rd District. Transportation Engineering Services is recommending approval of this permit for the construction of Corner Stone Parkway and Courtyard Cove. These sections will service 55 residential lots. A total length of all sections is 1307.41 lineal feet. The residential street construction will consist of a twenty-seven foot wide roadway with two foot rolled concrete curb sections and our standard asphalt pavement section consisting of four inches of bituminous material over ten inches of compacted aggregate base. Also, concrete sidewalks and curb ramps will be constructed on both sides of the roadway. All construction will be consistent with City of Fort Wayne standards.

5

John Suarez moved approval. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the following streets located in Brickshire, Section II: South Medina Cove and Medina Cove as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's water distribution system:

#1117-2003, *Northwest Pump Station #2, Phase 2* to Robert E. Crosby, Inc.
#2004-W-21, *Maysville Pointe* to Star Excavating

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contracts as an integral part of the City's sanitary sewer system:

#1728-2005, *Portage/Freeman Pipe Burst* to Robinson Electric
#2005-S-19, *Brickshire Village Section II* to Geiger Developing
#2004-S-34, *Maysville Pointe* to Star Excavating

Ryan Chasey moved approval of Item #19. Motion carried.

20. Approval of Secondary Development Plan for Maysville Pointe. Maysville Pointe is intended to be a mixed commercial development, located in the 10300 block of Maysville Road adjacent to Chapel Ridge. The development consists of approximately 12.75 acres.

John Suarez moved approval. Motion carried.

21. Approval of Letter of Commitment from Maysville Land Development, LLC to the City of Fort Wayne for Brickshire Village, Section II. This Letter of Commitment is to support performance by the Developer of a written Developer's Performance Bond for subdivision improvements.

Ryan Chasey moved approval. Motion carried.

22. Approval of Secondary Plat for Brickshire Village, Section II. The subdivision consists of 34 lots on 8.31 acres.

John Suarez moved approval. Motion carried.

23. Approval of Letter of Commitment from Paragon Land Development, LLC to the City of Fort Wayne for the Courtyards of Dawson's Creek. This Letter of Commitment is to support performance by the Developer of a written Developer's Performance Bond for subdivision improvements.

Ryan Chasey moved approval. Motion carried.

24. Approval of Secondary Plat for Courtyards of Dawson's Creek. The subdivision consists of 55 lots on 13.9 acres.

John Suarez moved approval. Motion carried.

25. Approval of Escrow Agreement between the City of Fort Wayne, Hagerman, Inc. and Tower Bank for Construction Contract #1732-2005, *WPCP Dechlorination Facilities Improvement*.

Ryan Chasey moved approval. Motion carried.

26. Approval of Full Release of Escrow received from Robert E. Crosby, Inc. for Construction Contract #1117-2003, *Northwest Pump Station #2, Phase 2*.

John Suarez moved approval. Motion carried.

27. Approval of Release of Escrow from Wells Fargo Corporate Trust Services for the 2005 Fort Wayne Municipal Building Corporation–Fire Stations #18 & #19 in the amount of $992,050.37.

Ryan Chasey moved approval. Motion carried.

28. Approval of Barrett Law Claims in the amount of $95,902.98 for the week of October 19, 2005.

John Suarez moved approval. Motion carried.

29. Approval of General Accounting Claims in the amount of $4,880,125.66 for the week of October 19, 2005.

Ryan Chasey moved approval. Motion carried.

30. Old Business:

31. New Business:

AWARD: Resolution #7067-05, *Choctaw Pass Median* to Primco, Inc. in the amount of $11,771.65.

John Suarez moved approval. Motion carried.

Meeting adjourned 9:50 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
OCTOBER 19, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:35 A.M.

5

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Ryan Chasey – Board Member. Mark Gensic – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Nancy Townsend, Tom Pallone – Development Services. Mary Jane Slaton – Water Resources. Chuck Bailey – Contract Compliance. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of October 12, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1818-2005, *Edsall Avenue Drainage Improvement*.

   Tom Pallone: This project's location is from Raymond Avenue to Pontiac Street, close to the roundabout at Wayne Trace and Pontiac. There were two different drainage problems reported by the Harvester Neighborhood Association that we are combining within this one project. There is a particular problem between Raymond Avenue and Felician Street and the other one closer to Pontiac Street. We are eliminating a catch basin from a combination sewer and will tie that drainage into the storm sewer. During the development of this project a company called Hancor approached City Utilities about their new product called EcoFirst. We have selected to go with their product, which is a high-density polyethylene pipe material. It is made up of a minimum of 50% recycled polyethylene material, so it is an environmentally friendly product. This will be the first time we are using this type of material. This company is so assured of their product they are giving us over 600 feet of this product to install. It will save utility dollars and provide a test case for this new product.

   Greg Meszaros: I know there has been a lot of activity and you have been working with one of the neighborhood residents by the name of Mac. If I remember correctly, aren't we planning some sanitary capacity improvement projects for the combined sewer system here?
   Tom Pallone: Yes, that is correct. I believe that is the Felician Street project where they are taking surface water off of the combination system.
   Greg Meszaros: So, is this project harmonizing with the Edsall project?
   Tom Pallone: Basically, this is a whole separate drainage problem. This is a pure storm drainage problem and not a capacity improvement.
   Greg Meszaros: So, they are not in conflict with each other?
   Tom Pallone: No, definitely not in conflict. We have been coordinating with Keith Hood, so one project is not conflicting with the other.

   John Suarez moved approval. Motion carried.

3. Approval of Construction Contract #1706-2004, *Ludwig Park Drainage Improvement* between the City of Fort Wayne and Pyramid Excavating in the amount of $422,644.59.

   Ron Sheppard: We are recommending a Prior Approval for this Contract. The contractor is eager to start this project before we get into any winter weather.

Greg Meszaros: I would concur. I am sure the neighborhood is anxious for us to get started too.

Gina Kostoff moved approval. Motion carried.

4. Approval of Professional Services Agreement between the City of Fort Wayne and DLZ Indiana, LLC for the development of the *City's Flood Control Program*. Compensation for services performed shall be a not-to-exceed amount of $95,000.00.

   Greg Meszaros: This is the start of program management services for us to begin the process of launching on our St. Mary's and Fairfield Flood Control projects. The funding for these projects will depend on our rates. We wanted to start the process to better involve the neighborhood in the specifics of these projects and we would like to use DLZ as our program manager. We took proposals from five different firms and interviewed several of the suggested program managers. Myself, Bob Kennedy, Dave Ross, Mike Thornson and Mark Gensic recommended DLZ as our firm. Andy Dodsic will be the lead engineer for this program. I recommend approval for this agreement. It will allow us to start these projects and hopefully, we would have at least one of these projects under construction in 2006, depending of course on us getting the funding. Flood control projects are complex and take a lot of neighborhood input, a lot of issues for permitting with the Army Corp of Engineers and DNR, so we would like to get a quick launch on this.

   John Suarez moved approval. Motion carried.

5. Approval of recommendation from Engineering Support Services to accept the work performed by Geiger Developing for Contract #2005-ST-08, *Brickshire Village Section II* as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

6. Old Business.

7. New Business.

Meeting adjourned 9:53 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

Stormwater & Water Rate Recommendations

October 19, 2005

City of Fort Wayne

Division of Public Works & Utilities

Stormwater Service Levels and Water Rate Increase Overview

City of Fort Wayne

Division of Public Works & Utilities

Stormwater Recommendations

Flooding/Drainage Master Plan

- St. Mary's & Fairfield Ditch Flood Protection Plan
- Property Buy Out Plan
- Spy Run Creek Flood Protection Plan
- Chronic Interior Drainage Problems Project Plan

St. Mary's & Fairfield Ditch Flood Protection Plan

St. Mary's & Fairfield Problems

- Two major floods on the St. Mary's and Fairfield Ditch in the last 24 months
  - 508 businesses & homes effected (past 3 years)
  - Public: $2.7M in damages
  - Private: $5.5M in damages
  - Over $1M in flood fighting costs

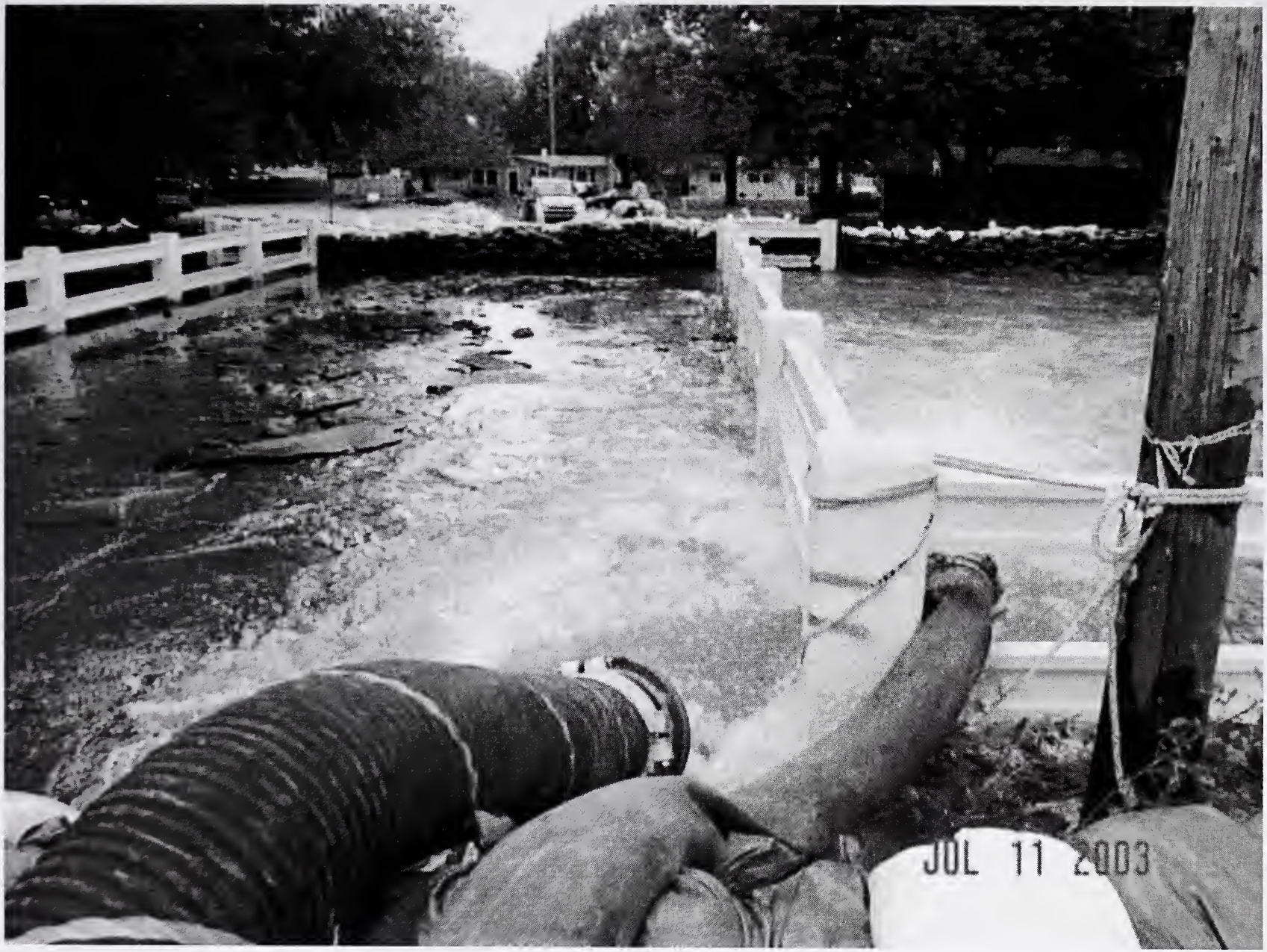
Berry & Thieme Flooding

Park-Thompson Flooding

Woodhurst/Hartman Road Area Flooding

Tillman & Calhoun Flooding

Fairfield Ditch (Waynedale) Flooding

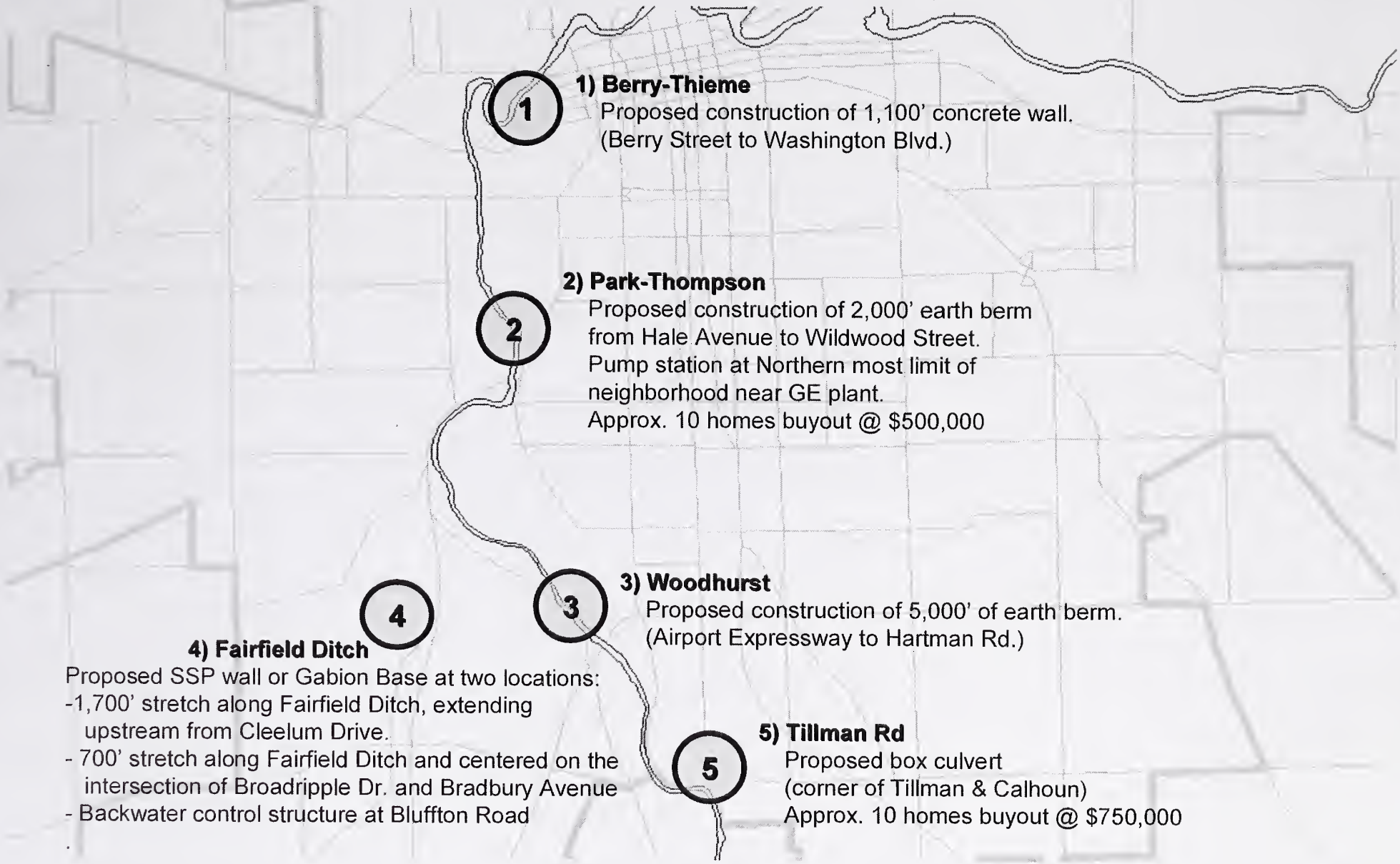


St. Mary's & Fairfield Problems

- Army Corps 205 Reconnaissance Study Project Area Recommendations
  - Berry-Thieme
  - Park-Thompson
  - Woodhurst
  - Tillman
  - Fairfield Ditch (Waynedale area)

Flood Protection Areas Based on

Army Corps Reconnaissance Study



1) Berry-Thieme
Proposed construction of 1,100' concrete wall.
(Berry Street to Washington Blvd.)

2) Park-Thompson
Proposed construction of 2,000' earth berm
from Hale Avenue to Wildwood Street.
Pump station at Northern most limit of
neighborhood near GE plant.
Approx. 10 homes buyout @ $500,000

3) Woodhurst
Proposed construction of 5,000' of earth berm.
(Airport Expressway to Hartman Rd.)

4) Fairfield Ditch
Proposed SSP wall or Gabion Base at two locations:
-1,700' stretch along Fairfield Ditch, extending
upstream from Cleelum Drive.
- 700' stretch along Fairfield Ditch and centered on the
intersection of Broadripple Dr. and Bradbury Avenue
- Backwater control structure at Bluffton Road

5) Tillman Rd
Proposed box culvert
(corner of Tillman & Calhoun)
Approx. 10 homes buyout @ $750,000

Property Buy Out Plan

High Priority
Buyout Locations
1
Eastbrook/Westbrook
Junk Ditch
2
Winchester Rd
3

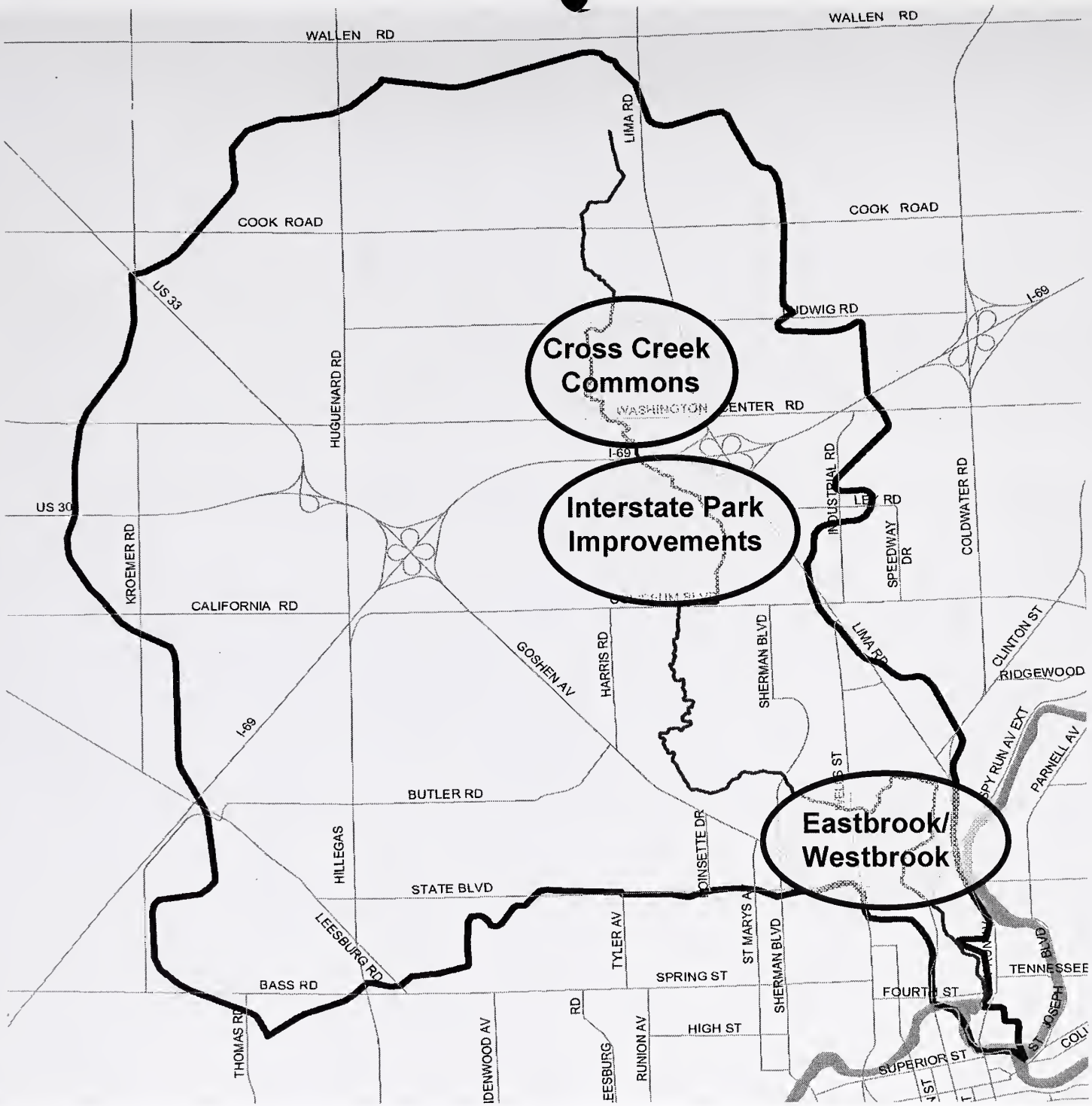
Spy Run Creek
Flood Improvement Plan

Spy Run Problems

- 5 flooding events on the spy run in the last 3 years
  - 60 Eastbrook/Westbrook homes effected
  - 20 commercial/industrial buildings directly or indirectly impacted in Interstate Industrial Park

Eastbrook/Westbrook Spy Run Flooding – July 2003

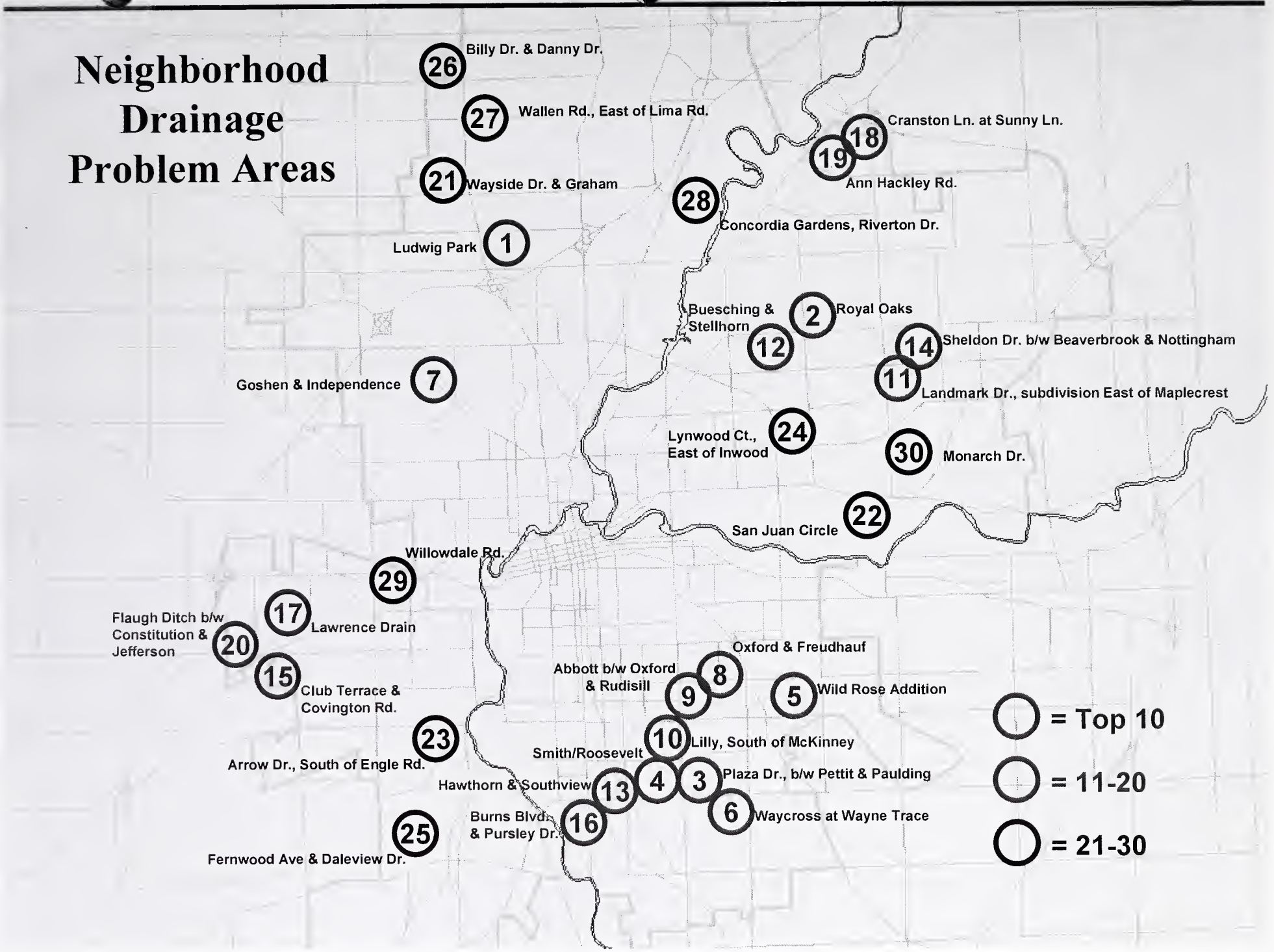
Interstate Industrial Park Spy Run Flooding


WALLEN RD
WALLEN RD
LIMA RD
COOK ROAD
COOK ROAD
US 33
I-69
Cross Creek Commons
HUGUENARD RD
WASHINGTON CENTER RD
I-69
Interstate Park Improvements
US 30
KROEMER RD
INDUSTRIAL RD
SPEEDWAY DR
COLDWATER RD
CALIFORNIA RD
GOSHEN AV
HARRIS RD
SHERMAN BLVD
LIMA RD
CLINTON ST
RIDGEWOOD
I-69
SPY RUN AV EXT
PARNELL AV
BUTLER RD
Eastbrook/ Westbrook
HILLEGAS
STATE BLVD
LEESBURG RD
TYLER AV
ST MARYS AV
SHERMAN BLVD
TENNESSEE
BASS RD
SPRING ST
FOURTH ST
THOMAS RD
IDENWOOD AV
RUNION AV
HIGH ST
SUPERIOR ST
ST JOSEPH BLVD

Chronic Interior Drainage Problems Project Plan

Ludwig Park Neighborhood Example

Neighborhood Drainage Problem Areas


26 Billy Dr. & Danny Dr.
27 Wallen Rd., East of Lima Rd.
21 Wayside Dr. & Graham
Ludwig Park 1
28 Concordia Gardens, Riverton Dr.
18 Cranston Ln. at Sunny Ln.
19 Ann Hackley Rd.
Buesching & Stellhorn 12
2 Royal Oaks
14 Sheldon Dr. b/w Beaverbrook & Nottingham
11 Landmark Dr., subdivision East of Maplecrest
Goshen & Independence 7
Lynwood Ct., East of Inwood 24
30 Monarch Dr.
San Juan Circle 22
Willowdale Rd. 29
17 Lawrence Drain
Flaugh Ditch b/w Constitution & Jefferson 20
15 Club Terrace & Covington Rd.
Oxford & Freudhauf 8
Abbott b/w Oxford & Rudisill 9
5 Wild Rose Addition
23 Arrow Dr., South of Engle Rd.
10 Lilly, South of McKinney
Smith/Roosevelt
Hawthorn & Southview 13
4
3 Plaza Dr., b/w Pettit & Paulding
6 Waycross at Wayne Trace
Burns Blvd. & Pursley Dr. 16
25 Fernwood Ave & Daleview Dr.
= Top 10
= 11-20
= 21-30

Level of Service Options

Service Level Options

Service Level Options	Annual Cost	Monthly Rate Increase	Cumulative Rate Increase
Level 1: Maintain Current Service & Implement New Stormwater Regs	$ 1,000,000	$ 0.40	$ 0.40
Level 2: Bond for $17.5M of Improvements (Flood Projects, Spy Run, Chronic Drainage)	$ 1,750,000	$ 0.65	$ 1.05
Level 3: Add $500K/Yr for Property Buyout & $500K/Yr for Pay as You Go Projects	$ 1,000,000	$ 0.40	$ 1.45
Totals:	$ 3,750,000	$ 1.45	

Service Level 1

Maintain Current Service Levels + Regulatory Mandates

Monthly Rate $2.60 per ERU

	Annual Cost	Monthly Rate Increase	Additional Annual Household Cost
Maintain Current Service & Implement New Stormwater Regs	$ 1,000,000	$ 0.40	$ 4.80
Subtotal	$ 1,000,000	$ 0.40	$ 4.80

Service Level 2

Increase Protection of Public Health and Safety

Monthly Rate $3.25 per ERU

	Annual Cost	Monthly Rate Increase	Additional Annual Household Cost
Service Level 1 Options	$ 1,000,000	$ 0.40	$ 4.80
Annual Debt Service on $17.5M Stormwater/Flood Control Improvement Bond	$ 1,750,000	$ 0.65	$ 7.80
Subtotal	$ 2,750,000	$ 1.05	$ 12.60

Service Level 3

Maximize Protection of Public Health and Safety

Monthly Rate $3.65 per ERU

	Annual Cost	Monthly Rate Increase	Additional Annual Household Cost
Service Levels 1 & 2	$ 2,750,000	$ 1.05	$ 12.60
Annual Chronic Flooded Property Buy-out Program	$ 500,000	$ 0.20	$ 2.40
Additional "Pay as You Go" Neighborhood Projects	$ 500,000	$ 0.20	$ 2.40
Subtotal	$ 3,750,000	$ 1.45	$ 17.40

Monthly Stormwater Rates Per ERU

Bargarsville	$	8.36
Fortville	$	8.00
Shelbyville	$	6.00
Shipshewana	$	6.00
New Haven	$	5.35
Connersville	$	5.15
Marion	$	5.00
MEAN	**$**	**4.56**
Ft. Wayne Level 3	**$**	**3.65**
Anderson	$	3.50
Jeffersonville	$	3.50
N. Manchester	$	3.45
Ft. Wayne Level 2	**$**	**3.25**
Valparaiso	$	3.00
Washington	$	3.00
Clarksville	$	2.95
Bloomington	$	2.70
Ft. Wayne Level 1	**$**	**2.60**
Fort Wayne current	**$**	**2.20**
Jasper	$	2.00
Decatur	$	1.80

Stormwater Rate Recommendation

- Implement Service Level 3
  - Clear preference based on community input sessions
  - Maximum increase of $1.45 per ERU but this may be lower based on possible COIT contribution
  - Effective date Jan 1, 2006; 5 year rate plan
- Adjust rate structure to address concerns from high ERU count customers
  - Increase non-for-profit discount from 15% to 25%
  - Implement a declining block rate structure: Sites with ERU counts above 200 will pay 10% less for ERUs above 200 and 20% less for ERUs above 500
- Ensure that all stormwater customers participate in the funding of community wide benefits (improved water quality, major flood protection projects, etc)
  - Decrease maximum total rate discount/credit combination percentage from 82% to 65%
  - Repeal option for County regulated subdivisions inside the city to opt out of stormwater utility charges

Other Utility Rate Considerations

Sanitary Sewer Utility Concerns

- Sanitary rates driven by federally mandated combined sewer overflow (CSO) regulations
- Last increase: 38% effective Jan 1, 2001
- Next major project, $40M phase II wastewater plant expansion, moving forward – no rate increase for this project
- Continuing to meet with EPA on CSO plan and consent decree
  - Working to put off next rate increase as long as possible as we work to resolve regulatory uncertainty and clarify EPA expectations

Water Utility Rate Recommendations

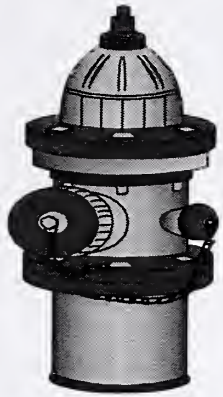
Water Utility Concerns

- Last increase: 13.2% effective July 1, 2001
  - Indiana Utility Regulatory Commission (IURC) must approve water rate increases (6 months to 1 year)
- Recently completed long term utility master planning. Recommendations include:
  - Modernize electrical, pumping and water storage at critical facilities
  - Increase pressure and flow through feeder main improvements
  - Replace failing water main systems
- Finalizing rate recommendation to Council:
  - Range 15% to 25% effective ~July 1, 2006

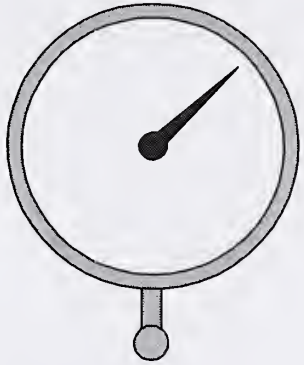
City Water Value

- Reliable
- Affordable
- Safe & Great Tasting

City Utility Water



Quantity



Pressure

Quality

= 24/7 Reliability

Reliability

Affordability

Affordability

- Bottled Water Example: $0.20 per 16oz bottle = $1.60 per gallon (8 bottles)
- How much City water could you purchase for $1.60?
- After standard monthly service fee of $5.84, each gallon of water costs less than 1/6 of a penny
- $1.60 would purchase over 1,000 gallons of city water or 8,000+ 16oz bottles

Safe & Great Tasting

RECOGNITION FOR CITY UTILITIES

LIQUID ASSETS

Although bottled water is popular, the city says its tap water is just as safe and tasty – and at a fraction of the cost

Photo by Steve Linsenmayer of The News-Sentinel

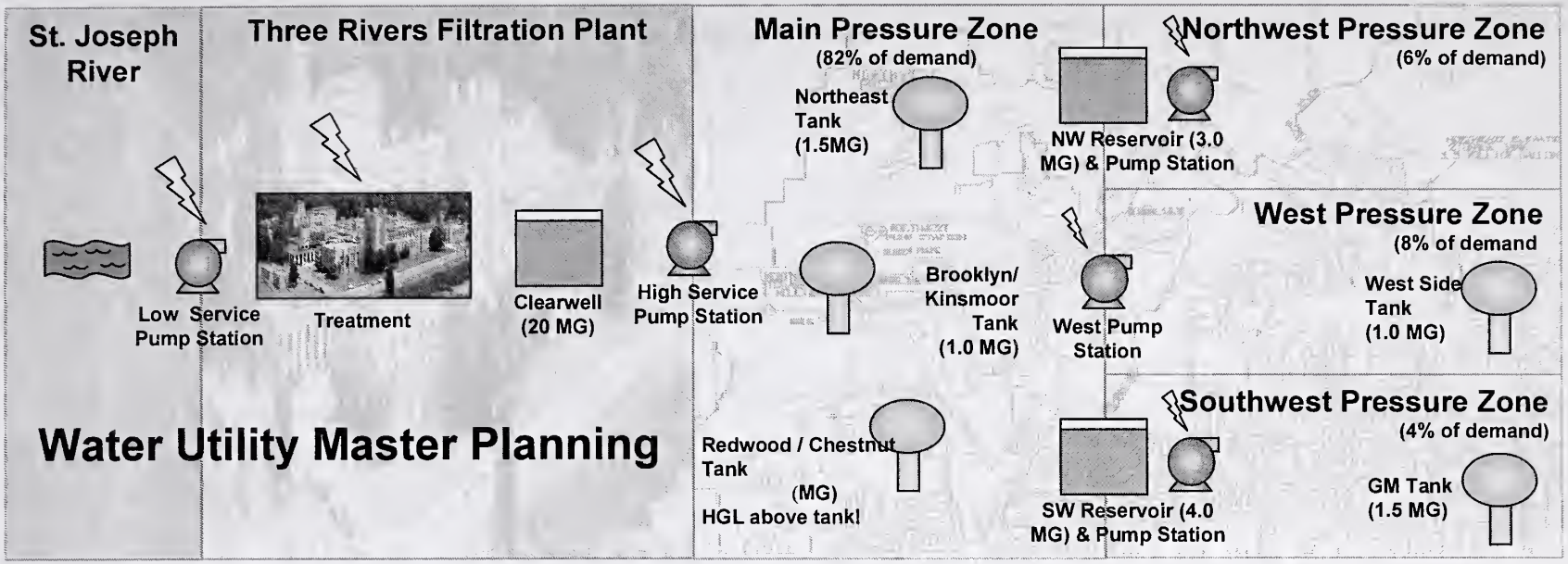
Favorite sample:

- Five chose Fort Wayne City Utilities tap water.
- Three chose Dasani.
- Three chose Scott's.
- Two chose Evian.
- Five people guessed incorrectly that the Evian sample was city water.
- Three thought Scott's water was city water.
- Three thought Dasani was city water.
- Two guessed correctly.

Investments to Protect

Water Utility Value

Water Utility Master Planning



Overall Strategy: Increase capital investments to protect water utility value

Recommendation: Modernize electrical, pumping and water storage systems at critical facilities (St. Joe Dam & Filtration Plant)

Recommendation: Improve distribution system pressure & flow through feeder main improvements; Replace failing water main systems

Recommendations

- Implement an across the board 25.0% water utility rate increase
- Target effective date July 1, 2006 pending Indiana Utility Regulatory Commission (IURC) approval

Water Rates after Fort Wayne Rate Increase
Indiana Cities & Towns Over 30,000 in Population

City/Town	2000 Census Population	County	Effective Water Rate Date	Residential 5/8" Meter Monthly Water Billing for 6.68 CCF or 5,000 Gallons
Lawrence	38,915	Marion	2004	$31.49
Kokomo	46,113	Howard	2003	$28.93
Richmond	39,124	Wayne	2003	$27.74
New Albany	37,603	Floyd	2003	$27.64
Terre Haute	59,614	Vigo	2003	$27.77
Greenwood	36,037	Johnson	2003	$27.62
Muncie	67,430	Delaware	2003	$25.20
Gary	102,746	Lake	2003	$24.06
Portage	33,496	Porter	2003	$24.06
Michigan City	32,900	LaPorte	2004	$22.18
Fort Wayne	**205,727**	**Allen**	**2006**	**$18.27**
Indianapolis	781,870	Marion	2001	$17.20
Fishers	37,835	Hamilton	2001	$17.20
Mishawaka	46,557	St. Joseph	2002	$16.04
Marion	31,320	Grant	1992	$15.74
Bloomington	69,291	Monroe	2002	$14.37
Anderson	59,734	Madison	1994	$12.96
Columbus	39,059	Bartholomew	1992	$12.12
Evansville	121,582	Vanderburgh	2004	$11.96
South Bend	107,789	St. Joseph	2002	$11.62
Lafayette	56,397	Tippecanoe	2001	$11.45
Carmel	37,733	Hamilton	1993	$11.13
Elkhart	51,874	Elkhart	1993	$9.06
Hammond	83,048	Lake	1985	$3.18

Utility Bill Summary – Small Residential

In-City Residential Customer at 3,700 gal. of water (5 Units) per month with a water rate increase of 25% and Stormwater at Level 3

	Rate as of Jan 1, 2005	Rate as of Jan 1, 2006	Rate as of July 1, 2006
Solid Waste	$ 9.75	$ 10.75	$ 10.75
Water	$ 12.50	$ 12.50	$ 15.62
Stormwater	$ 2.20	$ 3.65	$ 3.65
Sanitary Sewer	$ 11.93	$ 11.93	$ 11.93
Monthly Total	$ 36.38	$ 38.83	$ 41.95
Annual	$436.56	$465.96	$503.40

Utility Bill Summary – Family Residential

In-City Residential Customer at 7,500 gal. of water (10 Units) per month with a water rate increase of 25% and Stormwater at Level 3

	Rate as of Jan 1, 2005	Rate as of Jan 1, 2006	Rate as of July 1, 2006
Solid Waste	$ 9.75	$ 10.75	$ 10.75
Water	$ 18.80	$ 18.80	$ 23.51
Stormwater	$ 2.20	$ 3.65	$ 3.65
Sanitary Sewer	$ 21.63	$ 21.63	$ 21.63
Monthly Total	$ 52.38	$ 54.83	$ 59.54
Annual	$628.56	$657.96	$714.48

Questions & Discussion

BOARD OF PUBLIC WORKS MINUTES
OCTOBER 26, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez and Marilyn Huth. Ryan Chasey – Absent. Greg Meszaros – City Utilities Administration. Mark Gensic, Paul Powers, Justin Brugger – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Nancy Townsend – Development Services. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Kent Halloran – Bonar Group. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of October 19, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1742-05, *WPCP Centrifuge Improvements Upgrade*.

BIDDER	BID AMOUNT
Mason Engineering & Construction	315,000.00
RE Crosby, Inc.	**283,430.00**
Engineer's Estimate	$300,000.00

3. Improvement Resolution #7069-05, *Arterial Concrete Repairs – 2005.*

   Mario Trevino: The scope of work is for pavement blowups, replacement of traffic loops and restoration at the following locations: 4900-5000 Coldwater Road, 5100 Coldwater Road, 212 E. Washington Center Road, 1500-1600 St. Joseph Center Road, 5890 N. Clinton Street, 4908 E. State Boulevard and 6049 E. State Boulevard.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #1745-05, *Point Repairs 2005* to Land Construction in the amount of $45,740.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. Approval of Construction Contract #1674-2005, Glenwood Park Phase 1B Water Main Replacement between the City of Fort Wayne and S&S Directional Boring in the amount of $306,450.00.

   John Suarez moved approval. Motion carried.

6. Approval of Construction Contract #7066-05, *Grier Street* between the City of Fort Wayne and Key Concrete in the amount of $63,506.00.

   John Suarez moved approval. Motion carried.

7. Approval of Construction Contract #92-9-28-05-01, *WPCM Office Renovation* between the City of Fort Wayne and Strebig Construction in the amount of $98,083.00.

John Suarez moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and D.A. Brown Engineering Consultants, Inc. for the *Beckett's Run Capacity Improvements*. Compensation for services performed shall be $180,000.00.

Paul Powers: The City recently completed a wastewater study for the northern area of the City. One of the recommendations for improvements was to reinforce the Beckett's Run Interceptor with a parallel pipe in order to handle inflows and infiltrations and also some new development for future flows. The agreement with D. A. Brown provides for the design of approximately half of that sewer (map is shown), which is about 13,500 feet of pipe for this particular portion.

John Suarez moved approval. Motion carried.

9. Approval of Amendment #4 to Professional Services Agreement between the City of Fort Wayne and Dodzik Engineering, Inc. for the *South McMillan Park Storm Collection System*. Compensation for services performed shall be $24,800.00.

Paul Powers: This Amendment #4 to the South McMillan project covers additional utility location services, design updates and an hourly rate increase for the South McMillan combined sewer project in areas noted by the red pin (map is shown). The project was delayed in late 2003 due to funding limitations. This Amendment will allow for us to update the design and complete the design package. We will have Phase I going out for bid this year and Phase II of this project will go out for bidding next year. This project will discharge to the Camp Scott Stormwater facilities.

John Suarez moved approval. Motion carried.

10. Approval of Amended Sanitary Sewer Contract #2005-S-23, *Chapman's Bridge, Section I Offsite-Evard/Liechty Sanitary* between the City of Fort Wayne and Ervin E. Evard to construct a local sanitary sewer system to serve Chapman's Bridge, Section I Offsite-Evard/Liechty Sanitary. The project is privately funded and located outside the City.

Nancy Townsend: I would like to apologize to the Board and request that this item be pulled. After reviewing this we have not obtained the necessary signatures for this contract.

John Suarez moved to Table Item #10 for one week. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and Land Inc. for Contract #1567-04, *Northwest Feeder Main, Phase 2* increasing the original contract price by $40,986.81. Including this Change Order the new contract price will be $2,076,735.97.

Ron Sheppard: We had a couple of overruns on this project that were not anticipated. One was a restraint pipe. This particular pipe is made on site at the pipe manufacturer's location. We underestimated that factor when we did the original engineering and it added about $20,000.00 just in the restraint. Obviously, we want to err on the side of caution to make sure we have enough restraint. We also changed out some valves, because originally we were going to go with the butterfly valves. To get this project moving and the fact we could not get those valves from our supplier, we used valves that our water maintenance had, which accounted for the $8,000.00 increase. We had additional flowable fill in the park in the area where we found those soils. Most of the other costs incurred were taken care of in the work allowance. Overall, as large as this project was, it was only a 2% increase.

John Suarez moved approval. Motion carried.

12. Approval of Change Order #1 between the City of Fort Wayne and Service Electric of Allen County, Inc. for Contract #1629-03, *Digester Lid Positions* decreasing the original contract price by $5,000.00. Including this Change Order the new contract price will be $94,357.00.

Bill Maxwell: This is a simple decrease. We did not require the use of the work allowance that was designed for the project.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #1 between the City of Fort Wayne and Mason Engineering & Construction for Contract #1683-04, *WPCP Water Line to Lab Building* decreasing the original contract price by $4,662.00. Including this Change Order the new contract price will be $84,338.00.

Bill Maxwell: This is another return of the work allowance. We did have one minor work change, but it was taken care of within the work allowance. The bulk of this was to close the project out.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #6982-04, *Dupont Road Development and Intersection Improvement* decreasing the original contract price by $586.52. Including this Change Order the original contract price will be $40,624.63.

Mario Trevino: This project is located in the 2nd District. This final Change Order involves a few increases such as center curb construction, bituminous mix for approaches and mulch seeding. There were a couple of items where we used less quantity such as curb type 2A and type O compacted aggregate, but for the most part the other items were either marginally over or under the proposed quantity.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco, Inc. for Contract #7033-05, *Chapel Oaks Concrete Street Repairs* increasing the original contract price by $296.92. Including this Change Order the new contract price will be $237,530.89.

Mario Trevino: This project is located in the 5th District. This final Change Order involves using less quantity for walk, ramp and drive construction. What we discovered in the course of construction were poor soils, so we undercut and used compacted aggregate in this area. We also had traffic traveling outside of the roadway limits onto the grassy area, which rutted them out, so we used additional topsoil and mulch seeding to cover those extreme areas.

John Suarez moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7043-05, *Public Sidewalk Curb Ramp Package A-2005* increasing the original contract price by $46,555.58. Including this Change Order the new contract price will be $405,555.18.

Mario Trevino: This final Change Order can be attributed to two areas of work. The first being additional signal work we did at the intersection of Goshen and Sherman where the existing conduit was placed too shallow. As a result, the contractor cut into some of that conduit and we needed to repair that area. The other was in ramp and walk removal and construction. We simply estimated too low, although we do use what we call an average based estimate. This is based on the size of radius at each corner, so we simply multiply that through for the number of corners that we have that match that radius. Unfortunately, in this case it ended up with an increased Change Order. We had some areas where we added a few more ramps and then we had some instances where the ramp wasn't immediately located at the apex of the radius.

John Suarez: I know Key Concrete normally does curbs and concrete sidewalk, but you said something about electrical conduit. Did Key Concrete do some electrical work?
Mario Trevino: They had a subcontractor come in and do the electrical work.

John Suarez moved approval. Motion carried.

17. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7063-05, *Brooklyn Avenue and Nuttman Avenue* decreasing the original contract price by $377.68. Including this Change Order the new contract price will be $6,092.32.

Mario Trevino: The bulk of this Change Order was an adjustment in the curbface quantity.

John Suarez moved approval. Motion carried.

18. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's sanitary sewer system:

#1629-2003, *Digester Lid Positions*
#1683-2004, *WPCP Water Line to Lab Building*

John Suarez moved approval. Motion carried.

19. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as integral parts of the City's transportation system:

#7043-05, *Public Sidewalk Curb Ramp Package A-2005*
#7052-05, *Miscellaneous Construction Package 4,5,6-2005*
#7060-05, *Hoevelwood Association Miscellaneous Repairs*
#7063-05, *Brooklyn Avenue and Nuttman Avenue*

John Suarez moved approval. Motion carried.

20. Approval of Release of Escrow from Wells Fargo Corporate Trust Services for the 2005 Fort Wayne Municipal Building Corp – Fire Stations #18 & #19 in the amount of $344,964.33.

John Suarez moved approval. Motion carried.

21. Approval of Barrett Law Claims in the amount of $66,060.90 for the week of October 26, 2005.

John Suarez moved approval. Motion carried.

22. Approval of General Accounting Claims in the amount of $4,175,503.94 for the week of October 26, 2005.

John Suarez moved approval. Motion carried.

23. Old Business:

24. New Business:

Improvement Resolution #1712-2004, *Nebraska Lift Station Improvements.*

Kent Halloran: (Photographs are distributed). The Nebraska Lift Station is a combined sewer lift station located on west Main and Camp Allen Drive, which is immediately west of the St. Mary's River. During some calibration testing, which is just a draw and fill test used to determine the actual operational capacity of the pump station, Pump #1 was not putting out quite the flow that it should have. When we opened the hatch you can see the result in the photo, Pump #1 had leakage due to age and corrosion. This pump was installed shortly after

WWII. We immediately began a design process to replace the pump. Almost immediately after we began, we realized a 20-foot long shaft was going to be difficult to remove out of a double door. The best we could piece together was that the building was probably built after the pumps were installed. We sought the design services of CH2M Hill to install skylights in the existing roof, so that we could remove both pumps. However, we will only be removing Pump #1, but the skylights will help in allowing us to remove the pumps. This project will involve new architectural features to the project. We will be installing a new rollup door in place of the double door. In conjunction with another project before the Board shortly is to remove the electrical wires as shown in the photo. We will have another project that will run the conduit for those wires underground and come up on the opposite side of the pump station.

Gina Kostoff: Did you say this Pump was installed just after WWII?
Kent Halloran: Yes, in 1947 is the best information we have.
Gina Kostoff: The plan is to replace Pump #1, but what is the condition of Pump #2?
Kent Halloran: Pump #2 is still operating at near its original design capacity, so our intention is to leave Pump #2 operating. We will keep tabs on it and test it occasionally, but until it shows signs of deterioration we are going to leave it in place until it needs to be replaced.

John Suarez: Are there some cracks above the one door in the photo?
Kent Halloran: Yes, those have been patched. Early on in the design we considered demolishing the whole building, but cost wise it was not feasible. We are replacing the doors and you might say we are doing some cosmetic work to the building.

John Suarez moved approval. Motion carried.

Meeting adjourned 9:21 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 2, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Matthew Wirtz, Andrew Schipper – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Chuck Bailey – Contract Compliance. Dan Brenner – Property Management. Cathy Robb – Flood Control. Ken Nicolet – Neighborhood Specialist. John Perlich – Public Information Officer. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of October 26, 2005.

   John Suarez moved approval. Motion carried.

2. Approval of Joint Board of Public Works and Board of Stormwater Management Minutes for October 19, 2005.

   Ryan Chasey moved approval. Motion carried.

3. Separate Bid Sheet for Resolution #1751-02, *Plant 2 Flocculator Drives and Shafts Replacement, Phase II.*

4. Approval of Resolution #92-11-2-05-1, *Sale of Real Estate* owned by the City of Fort Wayne located at 6001 Radcliffe Drive.

   Dan Brenner: This property is located just south of Paulding Road. It is a 25X200 strip of land west of Radcliffe Drive and adjacent to a neighborhood church. The City has no anticipated use for the property and we believe it is in the best of interest of the taxpayers and neighborhood to sell the property. We are asking the Board to approve this Resolution of the Intent to Sell the real estate.

   Ryan Chasey moved approval. Motion carried.

5. AWARD: Resolution #1742-05, WPCP Centrifuge Upgrade Improvements to Robert E. Crosby in the amount of $283,430.00. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

6. Approval of Professional Services Agreement between the City of Fort Wayne and Liquid Engineering Corporation for the *Northwest Reservoir Inspection*. Compensation for services performed shall be $5,815.00.

   Matthew Wirtz: This Agreement is with Liquid Engineering to inspect the Northwest Reservoir, which is associated with our Northwest Pump Station out on Lima Road. This Reservoir was built in 1985 and has never been inspected because the NW Pump Station had been the sole provider of water. Since we have constructed Northwest #2 we can now proceed with the

inspection and do maintenance on this Reservoir. We hope to take it down this Fall. This will be a wet inspection. We will not drain the tank. Basically, we will not be pumping water out of it. We will be pumping out of the other pump stations. We recommend approval for this Agreement.

Ryan Chasey moved approval. Motion carried.

7. Approval of Technical Services Agreement between the City of Fort Wayne and Kelly Advertising for design and preparation of Utility bill stuffers extending the contract for one year. The compensation rate shall be $85.00 per hour agreed upon in 2005 and shall remain the same for 2006.

John Perlich: This Agreement will allow us to extend our contract with Kelly Advertising for an additional year. They help us with the design of our utility stuffers and other public information materials.

John Suarez moved approval. Motion carried.

8. Approval of Joint Funding Agreement between the City of Fort Wayne and the City of Decatur for their share for the USGS stream-gage on the St. Mary's at Rockford, Ohio in the amount of $7,000.00.

Cathy Robb: Gina, would you read Items #9 and #10 as they are all Agreements with the City of Fort Wayne.

9. Approval of Joint Funding Agreement between the City of Fort Wayne and the Adams County Emergency Management Agency for their share for the USGA stream-gage at Rockford, Ohio on the St. Mary's River in the amount of $6,000.00.

10. Approval of Joint Funding Agreement between the City of Fort Wayne and Maumee River Basin Commission for their share for the USGS stream-gage at Rockford, Ohio on the St. Mary's River in the amount of $6,000.00.

Cathy Robb: About a month and a half ago I had an Agreement go through the Board between the Ohio US Geological Survey and the City of Fort Wayne. The Ohio US Geological Survey installed the stream gage at Rockford, Ohio on the St. Mary's River, however; they wanted only one entity to bill for the annual maintenance and installation of that stream gage. We are partnering with the City of Decatur, Adams County Emergency Management Agency and the Maumee River Basin Commission and are cost sharing in this also, so these Agreements are Fort Wayne's entity so to speak to reimburse for their cost share.

Gina Kostoff: Can you explain to the Board members and our listeners why this gage is important to the City of Fort Wayne.
Cathy Robb: This stream gage will give us even more warning. Right now on the St. Mary's River we have three to four hours of warning for floodwaters from the City of Decatur. This stream gage at Rockford, Ohio is even further south of the St. Mary's River really close to the origin of the St. Mary's River in Ohio. This will give Fort Wayne even more flood warning, but I think more importantly and why we are partnering with Adams County Emergency Management Agency and the City of Decatur is that it will now give Decatur warning.

Gina Kostoff: Will we see a large regional benefit for the installation of this stream gage?
Cathy Robb: Very much so.

Ryan Chasey: Are we approving this one gage and different entity shares?
Cathy Robb: All three agencies are cost sharing, however, I could not just provide one Agreement. I had to provide three different Agreements from those agencies and the amount they agreed upon for the reimbursement.

Ryan Chasey: What is the amount that Fort Wayne has paid?
Cathy Robb: Our non-federal share for this gage is $29,000.00, which was the Agreement that went through the Board about a month and a half ago. From the City of Decatur the amount will be $7,000.00, $6,000.00 from the Adams County Emergency Management and $6,000.00 from the Maumee River Basin Commission for a total reimbursement of $19,000.00. Like I said before, the US Geological Survey wanted just one entity to gather the non-federal share for the installation of this stream gage. Fort Wayne went ahead and paid the $29,000.00.

Ryan Chasey moved approval of Items #8, #9 and #10. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights & Signals, Inc. for Contract #292-04, *Miscellaneous Street Light Package 2004* decreasing the original contract price by $733.65. Including this Change Order the new contract price will be $29,187.35.

    John Suarez moved approval. Motion carried.

12. Approval of Release of Escrow received from Hagerman, Inc. for Construction Contract #1512-2003, *Camp Scott Phase I Pumping Facility* in the amount of $20,270.00.

    Ryan Chasey moved approval. Motion carried.

13. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $5,020.16 and 54,145.65.

    John Suarez moved approval. Motion carried.

14. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $8,286.00.

    Ryan Chasey moved approval. Motion carried.

15. Approval of Barrett Law Claims in the amount of $3,933.60 for the week of November 2, 2005.

    John Suarez moved approval. Motion carried.

16. Approval of General Accounting Claims in the amount of $26,051,254.65 for the week of November 2, 2005.

    Ryan Chasey moved approval. Motion carried.

17. Old Business:

18. New Business:

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Meeting adjourned 9:16 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 2, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:20 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Tom Pallone – Development Services. Ken Nicolet – Neighborhood Specialist. Michelle Nelson – Board of Public Works Administration.

Greg Meszaros: I just have one item of business I would like to report to my fellow Board members. We started rate discussions last night at Council. It went pretty good so far. We are going to have additional discussions next week. Council may vote as early as next week, but I will keep you apprised of that outcome.

Gina Kostoff: Was the feedback good from the Council members?
Greg Meszaros: It was pretty good. The Council members are obviously concerned about rising rates in a time when others are struggling to pay, but I think they feel there is a lot of value to our plans.

1. Approval of Board of Stormwater Management Minutes for the week of October 19, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Joint Board of Stormwater Management and Board of Public Works Minutes for October 19, 2005.

   John Suarez moved approval. Motion carried.

3. Improvement Resolution #1821-2005, *Ethel Avenue Drainage Improvement.*

   Tom Pallone: This project is located between St. Mary's and Poinsette. This is a small-localized drainage problem on Ethel Avenue and we are now able to have a connection into an existing storm sewer. A few years ago a capacity improvement project was installed down Ethel Avenue and a very large storm sewer, so now we are extending off of that storm sewer to provide drainage for the neighbors in that immediate area. They have an unapproved street and sidewalk and the area in between has been a real drainage problem for these folks. I think the 507 feet of storm sewer will solve the drainage problem and because of the prior capacity improvement project, we are able to have a decent storm sewer to tie into.

   Gina Kostoff moved approval. Motion carried.

4. Approval of Change Order #1 & Final between the City of Fort Wayne and Crosby Excavating for Contract #1600-04 increasing the original contract price by $4,555.15. Including this Change Order the new contract price will be $144,130.65.

Ron Sheppard: This is a final quantity adjustment for this project. With all stormwater projects you never know for certain what you can get into. On this particular project we had an additional 60-inch manhole, but because of all the pipes coming into this manhole there was nothing left of the structure, so we had to upsize that structure. We had a low spot in one of the resident's backyard that we had to extend about 90 feet of 8-inch. The 8-inch is an oddball size because we normally don't go that small in storm lines, but there was a definite low spot in that yard and the original project did not go that far, so we extended it farther to catch that low spot.

Greg Meszaros: Ron, if I remember correctly, didn't we work with the golf course on this? Has everything been worked out with the property owners?
Ron Sheppard: Yes and we have accepted that portion. Ray talked with the property owners and I don't think anyone is totally happy when you work in their backyards, but Ray has done a very good job in working with the property owners. We have not had any more complaints.

Greg Meszaros: Does Mr. Hyde still live out there?
Ron Sheppard: I am not sure.

John Suarez: I have a question on the cost for the concrete drill bit. Why is there a charge for $350.00?
Ron Sheppard: In going through the backyards we encountered a lot of 4 and 6-inch drain tiles, but we did not want to just cut open the pipe, so Ray made a agreement with Crosby to buy a 4-inch drill bit to have a clean connection point. It is not something we do on a normal basis and we are trying to avoid it on future ones.
John Suarez: Does Fort Wayne own the concrete drill bit?
Ron Sheppard: Yes.

John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned 9:25 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 9, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic, Nathan Baggett, Paul Powers, Uriel Castillo, Justin Brugger – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Dave Ross – Engineering. Chuck Bailey – Contract Compliance. Rick Orr – Right-of-Way. Kristine Degabriele – Law Department. Nancy Townsend – Development Services. Craig Berndt – Community Development. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of November 2, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7069-05, *Arterial Concrete Repairs – 2005*

BIDDER	BID AMOUNT
Brooks Construction	104,185.50
Key Concrete	**54,073.00**
Newell Construction	80,281.50
Engineer's Estimate	$54,764.00

3. Improvement Resolution #1771-05, *Sherwood Terrace Sewer Improvements.*

   Paul Powers: This is a combined sewer separation project located in the Sherwood Terrace area, near Foster Park. The project includes about 400 feet of new sanitary sewer located on Stratford Road and a backflow preventer in Foster Park. These improvements will help minimize basement backups in that immediate area due to river flooding and high capacity flows in the interceptor sewer.

   Gina Kostoff: I am sure the neighbors in that area will be very glad to see this project come to fruition.

   Ryan Chasey moved approval. Motion carried.

4. Improvement Resolution #1788-05, *Lake Forest I/I Removal Pilot Project.*

   Nathan Baggett: The Resolution before you is the first of its kind for the City of Fort Wayne and possibly the State of Indiana. This July the Indiana Code was amended to allow municipalities to enter into design build contracts. These contracts put more of the engineering responsibility on the contractor, and in theory, reduces the time and cost borne by the owner for engineering.

The concept has been used in Federal Government and in private industry for some time, but is new to our level of government.

I would like to start off with a brief summary on how the project will be executed. Per Indiana Code (IC) 5-30, the City must create a technical review committee made up of at least one professional engineer, one contractor and at least one City of Fort Wayne representative. The following personnel have been chosen for the Technical Review Committee: Paul Powers will act as the PE, Ted Nitza of Secant Group will act as contractor, Mike Hicks, Ray Wigfield and myself will be City representatives.

Per the same code we must first advertise for pre-qualifications. The first ad will appear this Friday, November 11th in the Fort Wayne Newspapers and in Ink the following Wednesday. The Technical Review Committee will hold open meetings to determine which firms are pre-qualified to bid on this project and we will come before the Board with our recommendations. Those pre-qualified firms will submit two bids to be given a technical score by the Technical Review Committee and then a cost proposal for the cost of construction. The price bid will remain sealed and in the position of the Board of Works while the Technical Review Committee looks at the qualitative bid. The price bid will be opened at a stated Board of Works meeting. The price bid will be divided by the qualitative score and the lowest adjusted cost will be the lowest bidder on the project.

Lake Forest subdivision off of Maysville Road is in between State and Lake Avenue and is serviced by a thirty-year old sanitary sewer system. This system was purchased from Inbalco. The entire sewer system flows by gravity into the Lake Forest Lift Station. The lift station and the force main have both been recently completely rehabilitated. However, the sewer system does need some attention. The system is supposed to be a completely separate sanitary system. Data from the pump station indicates that rain and groundwater, more technically, inflow and infiltration (I/I) also enter the system. Most likely this enters the system from cracked pipes, bad joints and possibly downspouts connected and/or any number of ways water can get into our system. When I/I enters a separate system it takes up volume in the pipe and that is volume that sewage should be occupying. It robs the system of its intended capacity and also causes wear on the pumps and motors in the lift station.

The successful bidder on this project will study the entire subbasin draining into the lift station. Create a report of their findings and through construction eliminate 20% of the I/I coming into the lift station. Should they fail to meet that 20% reduction there will be a $25,000.00 penalty. Should they exceed the 20% I/I reduction there will be a possible maximum of awards up to $50,000.00. As the name applies, this is a Pilot project. The project is meant to work the bugs out and see if this is a good procedure for future projects. Currently, the City of Nashville, Tennessee and a couple of communities in Florida have used this for I/I removal. Our hope is to have the same success using the Indiana Statutes. On larger projects in Nashville and Florida they have seen great success and savings. We want to see it work on a small scale and see if there is application elsewhere in the City.

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In summary, I recommend approval for the Improvement Resolution. This will include your approval of the design build delivery system for this project, approval of the Technical Review Committee as proposed and the construction of improvements yet to be determined. At this time I will be happy to answer any questions the Board may have.

Gina Kostoff: How was this area chosen as the Pilot as opposed to perhaps an area that is a little bit more severe?
Nathan Baggett: This area was chosen because of all the rehabilitation that has been done to the lift station, the whole gray area (map is shown) drains to that one lift station. Since there is brand new equipment in the existing station, we feel good with the kind of data we get from that station.

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Greg Meszaros: The station data gave us a high indication that this is an area where there is likely a lot of I/I happening. The Inbalco system in general was a pretty poor system with

regards to construction. We think this is an area that will be affective and also, it is well contained and is good for a Pilot project. The second component of I/I, besides creating basement backup risk and overflow of the waterways in the United States, is that it can have a debilitating affect on new development. We used to have a red zone in that area. One way to continue to see that we don't return to the days of overflows is to take a system out. There is an economic development relationship and is another priority item that we selected to save.

Gina Kostoff: Thank you for the clarification.

Typically, this project would take a couple of years to do, but by integrating the engineering side and the construction side it makes a lot of sense and the fact that we are following the industry trend. I want to thank Nathan and his team for taken this first step. I would highly recommend approval.

Ryan Chasey: Do we still hold the right to reject these bids if they all come in too high, or once we start this process do we have to go with the qualitative element?
Nathan Baggett: We still have the right to reject the bids.

John Suarez moved approval. Motion carried.

5. Improvement Resolution #1810-2005, *St. Joe Road-Eby Road Sewer Extension.*

Paul Powers: This is a sewer extension project for an interceptor along the St. Joe River. We are adding an extension of a sewer and a force main to handle some new growth in the Eby Road area and also, to handle some sewer contract customers. The planned improvement includes approximately 980 feet of existing 15-inch sewer with a 24-inch sewer on the west side of the river. We are crossing the river with a 12-inch force main and that length is approximately 1200 feet and then that would be our connection point for the contract customers, Maysville and Grabill, would connect to that in the future.

Ryan Chasey moved approval. Motion carried.

6. AWARD: Resolution #1538-2002, *WPCP Improvements – Primary Clarifiers and other Plant Upgrades* to Barton Malow in the amount of $32,493,750.00. Contract Compliance concurs with this award.

Mark Gensic: On October 12th we took bids on this very large project for the Water Pollution Control Plant. We had three good bids. Barton Malow's bid of $32,492,750.00 was about 1.8% over our engineer's estimate. Given today's unknowns with fuel pricing, steel or concrete availability, we are very pleased with this bid. It was well within the range of what we had budgeted for and what we can fund.

We did a lot of investigation of Barton Malow since those bids, including a visit to their plant in Detroit. We wanted to talk with their estimator and to learn a little bit more about their sub-contractors. We are very pleased with the discussion we had up there and I will let Gina expand on that in a little bit. We believe they will self-perform about 50% of this project. We are very pleased with the quality of their work on the Headworks project and believe we will be seeing a lot of the same local skilled trades and workers from the Fort Wayne area back out on this project. We think they will be using Shambaugh for about 35% of this work and other local companies for their other subs. Timing is of the essence. We want to make this award. The bids are good for sixty to ninety days. We will follow-up with the signing of the contract and let Barton Malow know so they can tie down their subs and tie down their pricing. On a related note we are also negotiating the fees for the engineering firms involved during construction. I want to have the design firm's presence as needed. We will then finalize our price negotiations with the construction-engineering firm. Greg, is there anything you want to add....

Greg Meszaros: No, I have a lot of confidence in this contractor and the team. It is an important project and we are interested in moving forward.

Mark Gensic: John, I think you have some experience with Barton Malow.

John Suarez: They were the firm that built the General Motors plant.

Gina Kostoff: I did go with Mark and our consulting engineer to the Barton Malow plant in Detroit. We agree that our primary focus is quality. We want a high quality project. Our other focus is that we retain as much local business that we can and Barton Malow is committed to that. They want a good relationship and see Fort Wayne as a good way to re-enter the municipal business. They have past experience in municipal work. They got out of it and are now re-entering in that market. I believe they will perform very well for us. They were very open and honest with us. We discussed sub-contractors to a great extent, our EBE requirements and WBE and MBE requirements. They are working hard to meet that goal, but again we agree our primary focus is high quality. It was a very productive meeting.

Ryan Chasey moved approval. Motion carried.

7. Approval of Construction Contract #7067-05, *Choctaw Median Pass* between the City of Fort Wayne and Primco, Inc. in the amount of $11,771.65.

John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #7068-05, *Georgetown Place Villaminiums* between the City of Fort Wayne and A-1 Leveling in the amount of $2,025.00.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and Misner & Associates, Inc. for *On-Call Appraisal Services*. Compensation for services performed shall be a not-to-exceed amount of $20,000.

Justin Brugger: Gina, would you read Items #10 and #11 as they are for On-Call Appraisal Services.

10. Approval of Professional Services Agreement between the City of Fort Wayne and Griffin Real Estates Services, Inc. for *On-Call Appraisal Services*. Compensation for services performed shall be a not-to-exceed amount of $20,000.00.

11. Approval of Professional Services Agreement between the City of Fort Wayne and Rita Ann Gabriel & Associates, Inc. for *On-Call Appraisal Services*. Compensation for services performed shall be a not-to-exceed amount of $20,000.00.

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Justin Brugger: Over the course of the past two years we have had on-call agreements for appraisal services with three appraisal firms. Those contracts have now expired, therefore; we issued a new request for qualifications. We received statements from five firms and we believe these three firms best suit our needs. When we do the property and easement acquisition phase of construction projects we find that having an on-call agreement expedites that process. Over the past year we have utilized approximately $45,000.00 in on-call appraisal services between three firms. The amount for each of these contracts is $20,000.00. These contracts are valid for one year and have a provision for a one-year extension.

Ryan Chasey: How do you decide whom to use for each project? Do you rotate or is it based on expertise?
Justin Brugger: It depends on the type of appraisal. For example, it might be as simple as we just want to purchase a house and someone may have more qualifications for that service, so we utilize them for that. If it is a more complex easement acquisition we may rotate around.

John Suarez moved approval of Items #9, #10 and #11. Motion carried.

12. Approval of Water Contract #2005-W-22, *Courtyards of Dawson's Creek* between the City of Fort Wayne and Paragon Land Development, LLC to construct a local water main system to serve Courtyards of Dawson's Creek. The funding source is private and Utility Capital.

Nancy Townsend: This project is located on the north side of Till Road and west of Coldwater Road. This contract includes the installation of 2,820 lineal feet of 6", 8", 12" and 16-inch ductile water main, the majority of which is 12-inch and 16-inch. It also includes 55 one-inch water services to provide water service for the 55 single-family residential lots.

This project does include an oversizing component and city funds, as approximately 2,000 lineal feet of this water main is offsite at this development. The offsite segment of the water main project was required at the request of water engineering staff and Water Resources and supported by Utility administration. Additionally, a portion of the water main onsite is oversized from a 6" to 8" to support the offsite addition. The oversizing within the development and the offsite water main installation will enhance system performance and provide for growth and expansion opportunities for the Water Utility. It will better position us for those people who want water service. The total contract price for this development is over $216,000.00. The City portion of the cost is approximately $173,000.00. We did receive three bids for this project of which our cost is based on the lowest of the three bids. We have reviewed and scrutinized all three of the bids and found them to be reasonable. Development Services recommends approval.

Ryan Chasey moved approval. Motion carried.

13. Approval of Sanitary Sewer Contract #2005-S-29, *Tract 3 Office Park at Dawson's Creek* between the City of Fort Wayne and Tricon Properties, LLC to construct a local sanitary sewer system to serve Tract 3 Office Park at Dawson's Creek. The project is privately funded and located inside the City.

Nancy Townsend: This project is located just slightly north and west of the Courtyards at Dawson's Creek. This project includes the installation of 250 lineal feet of 8-inch PVC sanitary sewer and two manholes. It will provide service to two office buildings on a 2 and a half-acre site. It is privately funded.

John Suarez moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7048-05, *Cook Road, Phase I* decreasing the original contract price by $9,070.03. Including this Change Order the new contract price will be $151,908.17.

Mario Trevino: This project is located in the 3rd District. This final Change Order identifies lower quantities for concrete pavement construction, concrete removal, commercial drive construction and curb type 2A. Basically, these items had more quantities originally in the event we identified additional areas we needed to restore, however; that did not happen. The result is a decrease in the Change Order for $9,070.03.

Ryan Chasey moved approval. Motion carried.

15. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's sanitary sewer system:

#1512-03, *Camp Scott Phase I Pumping Facilities* to Hagerman, Inc.
#2005-S-15, *Morgan Creek Section IV* to Kurtz Excavating
#2005-S-20, *2050 E. Dupont Road-Dr. An's property* to Scheidleman Excavating

John Suarez moved approval of Item #15. Motion carried.

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16. Approval of recommendation from Transportation Engineering Services to accept the work performed by Hipskind Concrete for Construction Contract #7048-05, *Cook Road Phase I* as an integral part of the City's transportation system.

Ryan Chasey moved approval. Motion carried.

17. Approval of State-Local Agency Right-of-Way Agreement between the City of Fort Wayne and the Indiana Department of Transportation (INDOT) for the *Time Corners Traffic Improvements* using Federal funding assistance.

Dave Ross: This is an on-going project and you have seen a number of Professional Service Agreements come before you. Now we are into the buying phase of this project and this Agreement is a standard form that we agreed to follow the rules and regulations for Federal funding. This Agreement is worth about $400,000.00 and will get us started on acquiring property.

John Suarez moved approval. Motion carried.

18. Approval of Grant Agreement between the City of Fort Wayne and Main at Harrison, LLC in which the City of Fort Wayne agrees to allocate $20,000.00 from District 5 CEDIT funds, $20,000.00 from Council-At-Large CEDIT funds and $8,500.00 from City of Fort Wayne Economic Development funds for construction of a sidewalk adjacent to 135 W. Main Street.

Rick Orr: This is a Grant Agreement to help construct a sidewalk adjacent to the Republican Headquarters building at the corner of Main Street and Harrison, primarily along the Harrison Street side. This will include the sidewalk, street lighting, tree grates and if you have any questions Mario Trevino is here to answer any engineering questions. It should be a nice improvement. I know the 8th floor was involved in reviewing the plans as well and it fits into their downtown ideas and paving patterns.

Gina Kostoff: It does fit nicely into the downtown plan and there was a good cooperative effort there. Are there any other questions or comments?
John Suarez: (Jokingly) Are they planning to place an elephant logo on the concrete?
Rick Orr: No, I don't think so. If they are, they haven't told us.

Ryan Chasey moved approval. Motion carried.

19. Approval of Sanitary Sewer Easement between the City of Fort Wayne and the Department of Redevelopment for Southtown Centre.

Craig Berndt: I would ask the Board to correct Item #19 to read as the Release of Sanitary Sewer Easements, there are two of them. They are easements that are the old sewer lines out at Southtown Mall that are no longer required because we have a new system in place. Everything has been taken care of and these are the last two that needed to be released from the entire system. In fact, I am confident that except for some natural gas easements there are no more easements to be released from the old Southtown site.

John Suarez moved approval. Motion carried.

20. Approval of General Accounting Claims in the amount of $3,944,486.00 for the week of November 9, 2005.

Ryan Chasey moved approval. Motion carried.

21. Old Business:

Approval of Amended Sanitary Sewer Contract #2005-S-23, *Chapman's Bridge Section I Offsite Evard/Liechty Sanitary* between the City of Fort Wayne and Ervin E. Evard to construct a local

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sanitary sewer system to serve Chapman's Bridge, Section I Offsite-Evard/Liechty Sanitary. The project is privately funded and located outside the City.

Nancy Townsend: Originally, when this contract was approved it included a segment of sewer of about 300 feet for the construction. It was an over-site on our part when we prepared the contract we missed an additional ninety feet that extended through the right-of-way. It was on the plans and it was reviewed however, it was excluded from the original contract in terms of the description of the improvement. We want to make sure the contract is accurate in case we have to look back years from now we will know what part of the sewer was built and under what contract. The sewer has been installed and inspected and meets approval. Again, this is just a housekeeping duty to make the contract accurate.

John Suarez: I notice the dates were changed on the contract from October 26th to November 9th, can you explain?
Marilyn Huth: I had to change the date so it reflects when the Board of Works actually signs the contract.

John Suarez moved approval of Amended Sewer Contract #2005-S-23. Motion carried.

22. New Business:

AWARD: Resolution #7069-05, *Arterial Concrete Repairs – 2005*.

Mario Trevino: Transportation Engineering Services has examined all three bids and has determined that $54,073.00 is the lowest bid amount submitted by Key Concrete. At this time Transportation Engineering Services recommends the Arterial Concrete Repairs – 2005 bid be awarded to the apparent low bidder, Key Concrete for $54,073.00 provided all compliance requirements are met.

John Suarez: Did they miss anything on the sheet they provided? I noticed a $26,000.00 difference from one of the bidders.
Mario Trevino: The sheet that I provided to you is our examination of the bids. This would indicate that there isn't anything really missed and seeing that they are so close to our bid it would suggest they "sharpened their pencil" in preparing this bid.

Ryan Chasey moved approval. Motion carried.

Meeting adjourned 9:16 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 9, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:36 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic, Justin Brugger Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Nancy Townsend – Development Services. Kristine Debagriele – Law Department. Chuck Bailey – Contract Compliance. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of November 2, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Stormwater Contract #2005-ST-09, *Courtyards of Dawson's Creek* between the City of Fort Wayne Board of Stormwater Management and Paragon Land Development, LLC to construct a local storm drainage system to serve Courtyards of Dawson's Creek. The project is privately funded.

   Nancy Townsend: This project includes the installation of 1,415 lineal feet of 12-inch to 24-inch storm sewer and fifteen inlet and manhole structures. The contract amount for this project is $54,739.00 and is entirely privately funded.

   John Suarez moved approval. Motion carried.

3. Approval of recommendation from Engineering Support Services to accept the work performed by Bercot, Inc. for Resolution #1779-2005, *Clayton Avenue/St. Mary's Avenue Storm Drainage Improvement* as an integral part of the City's stormwater system.

   Gina Kostoff moved approval. Motion carried.

4. Old Business.

5. New Business.

Meeting adjourned 9:38 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 16, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Nathan Baggett, Andrew Schipper, Pat Callahan, Paul Powers, Justin Brugger – Planning and Design Services. Dan Smith, Bill Maxwell - Engineering Support Services. Mario Trevino – Transportation Engineering Services. Chuck Bailey – Contract Compliance. Rick Orr – Right-of-Way. Nancy Townsend – Development Services. Ted Nitza, Mary Jane Slaton – Water Resources. Denise Porter-Ross- Neighborhood Specialist. Michelle Nelson – Board of Public Works Administration. Rob Young – Economic Development Alliance.

1. Approval of Board of Public Works Minutes for the week of November 9, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1730-05, *Lime Sludge Force Main Capacity Improvements, Phase I.*

BIDDER	BID AMOUNT
All Star Construction	364,677.00
Fleming Excavating	331,569.78
Geiger Developing	328,706.00
S&S Directional Boring	**232,943.50**
Engineer's Estimate	$301,000.00

3. Improvement Resolution #7070-05, *Fire Station #18 Walking Path.*

4. Improvement Resolution #7071-05, *Fire Station #19 Walking Path.*

   Gina Kostoff: Greg, I will read Items #3 and #4 together.
   Greg Meszaros: Dave Ross has been working with the Fire Department in the construction of Fire Stations #18 and #19. These are the Fire Stations located in Aboite Township. The walking paths will compliment are greenway and trail initiatives and be a part of the activities that the Aboite Trails is doing. We are proposing to bid walking paths along and in front of these two fire station properties located in Aboite Township.

   Gina Kostoff: Is the plan to connect these pathways with the City's trail and greenway system?
   Greg Meszaros: Yes. I recommend approval of these resolutions.

   Ryan Chasey moved approval of Resolutions #7070-05 and #7071-05.
   Motion carried.

5. Improvement Resolution #1587-2004, *East and West Phases Parkerdale Sanitary Sewer Extension.*

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Paul Powers: This project covers the Parkerdale Addition west of Parkerdale Drive and Evard Road. If the Board will remember this will eliminate over 100 existing septic tanks in this area.

This has been before the Board twice. We advertised it once as a complete project east and west together, but received bids that we were unable to fund. We then re-bid the project as an east project only and once again received high bids. On this go around we have secured a State Revolving Fund loan for this particular project and have set up the project to meet those requirements. We are bidding this project with that in mind and should be awarding this entire project yet this year.

Gina Kostoff: Is the neighborhood still on board for this project and are they ready to go? I recall they were very anxious for this project to start.
Paul Powers: Yes, and we should have sufficient funds to handle this project.

John Suarez moved approval. Motion carried.

6. Improvement Resolution #1725-2004, *Three Rivers Water Filtration Plant Filter Valves, Phase 1.*

Andrew Schipper: (Photos are distributed to Board members). This project will be replacing fifty large valves and actuators sized from 16-inch to 24-inches in diameter. We will also be installing new electric actuators, along with their associated control system. This phase of the project involves ten in Plant 2 and future phases will do the remaining eighteen filters.

The filtration plant staff has been very cooperative in helping to put this project together. Their efforts in removing a venturi for inspection and operating critical isolation valves have provided quality feedback for the project and will definitely benefit the City. Construction will require a good deal of coordination with everyday plant operations. Construction is planned for March 2006 through the end of the year. This project is in the budget as part of the 2005 Water Bond. Additionally, once this project is bid we will update total project costs with all of our bond projects. I can answer any questions you may have at this time.

Gina Kostoff: Andrew, how many additional phases are you anticipating? What kind of time frame are you anticipating?
Andrew Schipper: We are looking at three phases, but it may be only two. The construction for the second and third phases will be along with the North Pump Building project.

Ryan Chasey moved approval. Motion carried.

7. Improvement Resolution 1733-2005, *Evard Road Lift Station Improvements.*

Nathan Baggett: This project is for the rehabilitation of the Evard Road Lift Station. This lift station is about twenty-five years old and still has all the original pumps, motors and controls. This is a single pump lift station. If that pump would go out, it could be a hazard and we would have to have maintenance out there with equipment ready on the spot. With this improvement we will install a second pump and motor, brand new controls and valves. This will not increase the capacity of the lift station, only one pump will run at a time, but we are increasing reliability and efficiency. We recommend approval of this Resolution.

John Suarez moved approval. Motion carried.

8. Approval of Resolution #92-11-16-05-1, *Notestine Road Corridor Sanitary Sewer Area Connection Fee.*

9. Approval of Resolution #92-11-16-05-2, *Hawthorne East Sanitary Sewer Connection Fee.*

10. Approval of Resolution #92-11-16-05-3, *Hawthorne West Sanitary Sewer Connection Fee.*

Gina Kostoff: I will read the next three items on our agenda together.

Ted Nitza: The Resolutions presented for your consideration today would update the area connection fee amounts in growing areas in the Fort Wayne sewer and drinking water utility service areas. These area connection fees are the upfront amounts paid for to support the necessary sewer infrastructure to provide service to these growth areas.

The Notestine area is located east of the St. Joe River, along Notestine Road. The amount for Notestine is proposed at $1700.00 per single-family equivalent. The Hawthorn East area is roughly on the east side of I-69 and its area connection fee is proposed at $2350.00. The Hawthorn West area is proposed to be updated at $2700.00. This fee structure helps to ensure that the growth in these areas is paid for by that growth thus, minimizing the amount expected of our current rate customers or rate payers.

The Board may recall examples of the projects that go toward this: in the Notestine area, the Eby Road force main that is currently out for bid. The cost for that project will help to be recouped by these area connection fees. Also, the route studies for future sewer improvements approved through the contract with DA Brown up in the areas of Hawthorn is also the kind of project that is paid for by these area connection fees. I do recommend approval of these Resolutions and can answer any questions or comments the Board may have at this time.

Ryan Chasey: Are these amounts at the high end or the low end of connection fees?
Ted Nitza: Good question. In the growth areas they are in sync with other areas in the Fort Wayne system. The Rothman area is at $2500, the North Maumee fee has been updated to around $2000 and the upper St. Joe is around the $1500 range, so within the Fort Wayne system they are in that same range. I would also note that recently the City of Indianapolis instituted area connection fees for their growth areas for a flat amount of $2500. This helps to identify that Fort Wayne is putting together the right kind of rate structures, or upfront costs, as opposed to looking for existing rate payers to pay.

11. AWARD: Resolution #1751-2005, *Plant 2 Flocculator Drives and Shafts Replacement, Phase 2* to Mason Engineering & Construction, Inc. in the amount of $796,000.00. Contract Compliance concurs with this award.

Bill Maxwell: The amount for Resolution #1751-2005 needs to be clarified. The amount should read $820,000.00. The $796,000.00 includes the base bid and we are recommending the number four alternative be accepted bringing the total to $820,000.00.

Gina Kostoff: The Award for Resolution #1751-2005, Plant 2 Flocculator Drives and Shafts Replacement, Phase 2 be awarded to Mason Engineering & Construction in the amount of $820,000.00.

John Suarez moved approval. Motion carried.

12. Approval of Construction Contract #1745-2005, *Point Repairs 2005* between the City of Fort Wayne and Land Construction in the amount of $59,140.00.

Ryan Chasey moved approval. Motion carried.

13. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $16,165.00.

John Suarez moved approval. Motion carried.

14. Approval of Release of Escrow from Wells Fargo Corporate Trust Services for the 2005 Fort Wayne Municipal Building Corp - Fire Stations #18 and #19 in the amount of $33,740.44.

Ryan Chasey moved approval. Motion carried.

15. Approval of Release of Escrow from JP Morgan Trust Company for the 2005 Passenger Vehicle Lease Financing in the amount of $10.12.

John Suarez moved approval. Motion carried.

16. Approval of General Accounting Claims in the amount of $7,337,365.99 for the week of November 16, 2005.

Ryan Chasey moved approval. Motion carried.

17. Old Business.

18. New Business.

Approval of Annual Contract between the City of Fort Wayne and the Economic Development Alliance for the year 2006. Under this Agreement the Alliance will carry out marketing and economic development activities with City Utilities. Compensation for services performed shall be $75,000.00.

Mary Jane Slaton: 2006 will be the fourth year that we have had a contract like this with the Fort Wayne/Allen County Economic Development Alliance. We work very closely with the Alliance in helping them market properties around the City of Fort Wayne. We provide them with lots of information about utilities and assistance to some of their perspective business clients and in return, they help us to do some marketing for Fort Wayne Utility Services.

Rob Young from the Alliance is here this morning and can give you some more background on the relationship we have had and how he thinks it works. Afterward, we would ask for your support of the contract.

Rob Young, Economic Development Alliance: Thank you, Mary Jane. I am happy to be here today. I serve as President of the Fort Wayne/Allen County Economic Development Alliance.

Certainly we appreciate the working relationship that we have had to date with the Board of Public Works and your staff. Mary Jane is correct, because we do involve staff with both perspective based employers as well as existing based employers looking at expansion projects here and around the Fort Wayne area. As many of you know the Alliance is a private non-profit corporation. We are a fee-for-service contractor and we service the lead economic development entity for all of Allen County, Indiana. We maintain a staff of eight professionals, seven of us are located here downtown in the National City Bank Building. We also have one permanent staff located at the airport for airport related based employment development.

We also have the benefit of having Elissa McGauley from the City of Fort Wayne stationed in our office. She remains a City employee, but spends about 80% of the time in our office, which helps to facilitate projects with the City. We have a similar relationship, although not to the extent of time that we have with Elissa, with Scott Harold from the Department of Planning Services from Allen County. So again, that helps expedite projects throughout the County.

Our mission is pretty simply, but important for the community. We are in place to retain and create quality-based employment for local residents. Through this contract presented today that is where your organization comes into play, because as we are successful in that activity that obviously creates either bigger or new customers for public utilities.

In terms of results, twenty-four projects to date that we have either let or been a part of in 2005 alone, those projects have helped to retain 2,000 based jobs in the community. They are projected to create 1500 based jobs. The salaries across those jobs average $38,000.00 on a payroll of in excess of $131 million dollars. The investments across those twenty-four projects are projected at $223 million dollars.

If you go back to when we were created, which was about five years ago, it was the fourth quarter of 2000 we have either been the lead or key part of ninety nine projects in the community. Eighty seven hundred jobs were retained, thirty seven hundred jobs projected to be created and payroll pretty similar. If you look at the average pay per job across all of our projects to date it is about $37,000.00. That is about $5,000.00 more than the average pay per job in this community, so we believe we are helping to raise that average pay per job figure. Investment across those ninety-nine projects totals nearly $475 million at this point in time.

Again, we are pleased with our relationship, not only with your organization, but with the community in total. We are pleased with our results and certainly we think we can always do better and are working on 2006 and beyond at this stage. Your contract with us is an important piece of that and with those prepared comments, I would be happy to answer any questions you may have.

Ryan Chasey moved approval. Motion carried.

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 16, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:21 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Justin Brugger Planning and Design Services. Bill Maxwell - Engineering Support Services. Mike Thornson – Development Services. Chuck Bailey – Contract Compliance. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of November 16, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Improvement Resolution #1690-2005, *Burns, Pursley and Cox Area Stormwater System Improvements*.

   Mike Thornson: (A map is provided to Board members). This is a residential neighborhood in the southwest part of the City. It is south of Paulding Road and lying between Calhoun Street and Fairfield Avenue. It has unapproved streets and is fairly flat on the east end and a little bit more hilly on the west end. As a result of an inadequate drainage system it has a lot of flooding and standing water problems. Our proposal is to construct 3200 lineal feet of storm sewer as shown on the map in solid pink lines, ranging in size from 12-inch to 18-inches and connected to an existing storm sewer system primarily along Fairfield Avenue. It will be funded 100% by the Stormwater Utility. This is one of the projects listed on the Stormwater Bond and we will not be bidding it until either the end of December of early January.

   This is also the project where they were interested in having some street improvements done later on. They do not seem to be interested in petitioning for curb and gutter. In meetings with Gina and Bob Kennedy, we have told them that after the stormwater work is done we will come back and reappraise the situation and probably resurface the chip and seal streets that they have, unless they choose to petition for something further.

   Greg Meszaros: Fabulous. It is great to see us launching on our bond projects. It is a nice neighborhood, right in the heart of our City, it is nice to see us moving forward with this project. Any there any questions for Mike on this project?

   Gina Kostoff: Just a comment. I really appreciate your work on this, Mike. Back when I was the Neighborhood Specialist for southwest I had been working on this for four years and it is good to see this project come to fruition. The neighborhood there does suffer a lot of standing water and water runoff, so this is a good compromise with the neighborhood to alleviate a lot of the problems there.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:25 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 23, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Greg Meszaros – City Utilities Administration. Mark Gensic – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Chuck Bailey – Contract Compliance. Nancy Townsend – Development Services. Ken Nicolet - Neighborhood Specialist. Marj Enders – Barrett Law. Dan Brenner – Property Management. Mike Fruchey – Transportation Engineering Services. Dave Ross – Engineering Department. Todd Webster, Sue Warren – CH2M Hill.

1. Approval of Board of Public Works Minutes for the week of November 16, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #7070-05, *Fire Station #18 Walking Path*

BIDDER	BID AMOUNT
Brooks Construction	30,805.00
Bunn Excavating	**27,498.50**
T-E Inc.	33,590.00
Engineer's Estimate	$23,617.00

3. AWARD: Resolution #1730-2005, *Lime Sludge Force Main Capacity Improvements* to S&S Directional Boring in the amount of $238,903.50. Contract Compliance concurs with this award.

   Ryan Chasey moved approval. Motion carried.

4. Approval of Construction Contract #1742-2005, *WPCP Centrifuge Upgrade Improvements* between the City of Fort Wayne and Robert E. Crosby, Inc. in the amount of $283,430.00.

   John Suarez moved approval. Motion carried.

5. Approval of Construction Contract #7069-05, *Arterial Concrete Repairs 2005* between the City of Fort Wayne and Key Concrete in the amount of $54,073.00.

   Ryan Chasey moved approval. Motion carried.

6. Approval of Construction Contract #1538-2002, *WPCP Improvements Primary Clarifiers and Other Plant Upgrades* between the City of Fort Wayne and Barton Malow Company in the amount of $32,493,750.00. Prior Approval has been requested.

7. Approval of Professional Services Agreement between the City of Fort Wayne and Donohue & Associates for Resolution #1538-02, *WPCP Primary Clarifiers and Other Plant Upgrades*. Compensation for services performed shall be $1,439,650.00. Prior Approval has been requested.

8. Approval of Professional Services Agreement between the City of Fort Wayne and CH2M Hill for Resolution #1538-02, *WPCP Primary Clarifiers and Other Plant Upgrades.* Compensation for services performed shall be $1,694,330.00. Prior Approval has been requested.

Gina Kostoff: Mark before you start, let me read Items #6, #7 and #8 for the WPCP Primary Clarifiers and Other Plant Upgrades.

Mark Gensic: Today we are going to sign the contract for the WPCP Primary Clarifiers and Other Plant Upgrades. Gina went with us up to Detroit to meet with Barton Malow and we are pleased that they are well qualified to do this project. Along with this contract we have two Professional Services Agreements for construction related services.

Donohue & Associates was the designer and they are going to stay on as the engineers during construction, shop drawing review, training, computer programming and operation and maintenance manuals, etc. We did not sign them up for these services when we first started the design because we thought there would be a delay in funding. There was a delay in funding, but we are now ready to start and sign them up for these services. A lot of their services will be spaced throughout a three-year contract.

CH2M Hill has a two-year contract with us. After the two years we will assess where we are at with the contract and the need for further construction related services. We did get a price check from another large firm, but CH2M Hill is a better value with a lower cost, which only confirms that we stay with them during construction.

As you may recall, during the original Headworks project it was delayed and there were some complications during the final year. I do not think it would be appropriate to sign CH2M Hill for three years, but that we would get better value out of assessing that situation after two years.

Gina Kostoff: Mark, can you discuss a little bit about the difference between these two contracts? You realize the public could look at this and ask why do we need two engineering firms working on this project.

Mark Gensic: When a large complicated project of this nature is designed there are design services needed during construction including shop drawing review and the complications of the design itself. For example, this project has four new primary tanks, new primary sludge pumping facilities and new sodium hypo chloride, which is going to be a new chlorination process for us eliminating the gaseous chlorine process. A new wastewater screen including the improvement of the compactor system that we have been struggling with on the Headworks project, improvements to our return activated sludge and improvements to existing secondary treatment facilities, etc. Donohue and Associates will be involved with these improvements.

CH2M Hill will be the resident engineer on site. We will be putting a City engineer on site as well, which has lowered the price of this contract. We are going to hire a graduate mechanical engineer who served with us and who knows this system. He will be trained under CH2M Hill, which will leave us after this three-year process with a seasoned utility engineer. We are pleased with the three-year scenario that we have set up, because it is a big complicated project. It will take engineering services both from the field and office design related services. We recommend that the Board sign the Professional Services Agreements.

Greg Meszaros: First, this is the same team that successfully delivered our Headworks project. It was well-managed and stayed on schedule. More importantly, when you talk about work allowances for construction, even just a 10 or 20% change order on $30 million dollars can be absorbed fast. Secondly, these systems will be in service for the next seventy-five years, so we want to see a high value construction.

John Suarez: Mark, will Barton Malow be using some local contractors for this project? Did they declare the sub-contractors for this project?

Mark Gensic: Gina, I will let you field that question.

Gina Kostoff: Yes, they actually are going to sub-contract more than 50% of the work in order to bring more business back to the City of Fort Wayne. They are partnering with Shambaugh & Sons. Shambaugh & Sons will probably see about 35% of this contract. They have given us a sub-contractor list, but I do not think it has been finalized as of yet. I believe they are working on issues with Chuck Bailey on getting close to our EBE and minority participation goal. It is still a work in progress.

Mark Gensic: I am sure we will see many of our skilled labor and skilled craftsman that put together the Headworks project on this project as well or at least we hope to.

John Suarez moved approval of Items #6, #7 and #8. Motion carried.

9. Approval of Supplemental Agreement #3 between the City of Fort Wayne and Barrett & McNagny LLP for Legal Services for the *Ardmore Avenue Extension – Lower Huntington Road to Indianapolis Road*. Compensation for services performed shall be $8,000.00.

Dave Ross: This project is winding down. As you remember the Ardmore Avenue had gone through the land acquisition process and we were scheduled to go to court over a disagreement on some of the costs that we had put together. This is the ending of all the legal services that were provided. This is a Federal aid project, so we will be sharing in the cost with the Indiana Department of Transportation. The City's cost on this is $1,600.00. The good news is that we bid this project, it has been awarded and we got the invoice from INDOT for our share, so we will be able to turn the check in and start the construction.

Gina Kostoff: Do we anticipate this to be the last Supplemental Agreement for legal services?
Dave Ross: Yes.

Ryan Chasey moved approval. Motion carried.

10. Approval of Management Agreement between the City of Fort Wayne and Stuart Manufacturing, Inc. for the purpose of parking employee vehicles at 1421 Wallace Street.

Dan Brenner: This is an old I&M electrical substation that recently reverted back to the City. The adjacent business owner has expressed an interest in the property and also advised us that due to rapid business growth he has immediate need for additional employee parking. This Agreement will allow them to access the property. The City will not incur any costs or expense under this Agreement. We recommend approval of the Agreement.

Ryan Chasey: Is there any rent component to this Agreement?
Dan Brenner: No, they will simply take care of any expenses or maintenance required in the interim period until the City develops a plan to dispose of it.

John Suarez moved approval. Motion carried.

11. Approval of Amended Sanitary Sewer Contract #2004-S-39, *Raven's Cove* between the City of Fort Wayne and Raven's Cove Development Company, LLC to construct a local sanitary sewer system to serve Raven's Cove. The project is located outside the City. This contract contains provisions for Waiver of Remonstrance against annexation. A letter of conceptual approval has been granted.

Nancy Townsend: This contract has been amended to make necessary adjustments in the reimbursement to the developer from benefitted properties. Raven's Cove is located in the northwest part of town. There have been some property splits and lot splits on some property adjacent to the sewer, who could consequently connect to it, so we wanted to account for those

lot splits and the reimbursement back to the developer to make everyone whole. Benefitted properties are paying their fair share and the developer is getting the appropriate amount back.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7065-05, *Concrete Street Repairs 2B-2005* increasing the original contract price by $1,117.20. Including this Change Order the new contract price will be $147,311.32.

Dave Ross: This Change Order itself is less than 1% of the original contract cost. The two items that reflect the changes are for additional compacted aggregate and pavement for a driveway approach.

John Suarez moved approval. Motion carried.

13. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as integral parts of the City's transportation system:

#7061-05, *Miscellaneous Construction Package 4A-05* to Robbco, Inc.
#7065-05, *Concrete Street Repairs 2B-2005* to Key Concrete

Ryan Chasey moved approval of Item #13. Motion carried.

14. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's water distribution system:

#1752-05, *Essex Wire 6" Water Main Replacement* to T-E Incorporated
#2005-W-01, *Foxwood Onsite: Forest at Foxwood* to Kurtz Excavating
#2005-W-02, *Forest at Foxwood, Section I* to Kurtz Excavating
#2005-W-04, *Forest at Foxwood, Section II* to Kurtz Excavating

John Suarez moved approval of Item #14. Motion carried.

15. Approval of Releases of Escrow from Wells Fargo Corporate Trust Services for the 2000 Fort Wayne Municipal Building Corp – Fire Station #15 in the amount of $4,250.00 and the 2005 Fort Wayne Municipal Building Corp – Fire Stations #18 & #19 in the amount of $248.00.

Ryan Chasey moved approval. Motion carried.

16. Approval of State Revolving Funds for the Water Pollution Control Plant Headworks project in the amount of $4,927.00.

John Suarez moved approval. Motion carried.

17. Approval of Barrett Law Claims in the amount of $171,625.26 for the week of November 23, 2005.

Ryan Chasey moved approval. Motion carried.

18. Approval of General Accounting Claims in the amount of $7,629,393.56 for the week of November 23, 2005.

John Suarez moved approval. Motion carried.

19. Old Business:

20. New Business:

Meeting adjourned 9:20 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 23, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:21 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Chuck Bailey – Contract Compliance.

1. Approval of Board of Stormwater Management Minutes for the week of November 16, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's stormwater system:

   #2003-ST-05, *Bailey Heights Section I* to Geiger Excavating
   #2005-ST-03, *Coldwater Road-Till Road to Wallen Hills Drive* to Liberty Construction.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:23 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
NOVEMBER 30, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, and Marilyn Huth. Ryan Chasey – Absent. Greg Meszaros – City Utilities Administration. Mark Gensic, Nathan Baggett, Kent Halloran, Doug Fasick – Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Chuck Bailey – Contract Compliance. Lisa Ramos – Development Services. Ken Nicolet - Neighborhood Specialist. Dave Ross - Engineering. Mario Trevino – Transportation Engineering Services. Rick Orr – Right-of-Way. Jim Lindsay – Community Development. Kristine Degabriele – Law Department. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of November 23, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1712-2004, *Nebraska Lift Station Improvements*.

BIDDER	BID AMOUNT
Gerig-Ottenweller Contracting	339,200.00
Mason Engineering	295,000.00
RE Crosby, Inc.	**239,000.00**
Engineer's Estimate	$284,080.00

3. Improvement Resolution #7072-05, *Pontiac and Wayne Trace Handrail*.

   Mario Trevino: This project is located in the 6th District. We recently constructed two roundabouts on the north and south side of the railroad in that area. This project involves the resetting and anchoring of existing handrail, replacement of damaged handrail with newly fabricated handrail and patching the retaining wall. The project is estimated to be less than $25,000.00, so this will be by invitation only. The bid opening is scheduled for December 7th and the completion date is scheduled for January 31st.

   John Suarez moved approval. Motion carried.

4. AWARD: Resolution #7070-05, *Fire Station #18 Walking Path* to Bunn Excavation, Inc. in the amount of $27,498.50. Contract Compliance concurs with this award.

   John Suarez moved approval. Motion carried.

5. Approval of Construction Contract #1751-2005, *Plant 2 Flocculator Drives and Shafts Replacement – Phase 2* between the City of Fort Wayne and Mason Engineering & Construction in the amount of $820,000.00.

   John Suarez moved approval. Motion carried.

6. Approval of Professional Services Agreement between the City of Fort Wayne and Dennis Kim and Associates for the *Filtration Plant North Doors*. Compensation for services performed shall be a not-to-exceed amount of $5,000.00.

Nathan Baggett: The purpose of this project is to make access more efficient for the plant staff and also to improve the plant's aesthetics. Dennis Kim is a registered licensed architect who has worked with the City on many projects at both the Filtration Plant and the Water Pollution Control Plant and the St. Joe Dam. We feel the level and quality of his services will be a great benefit to this project. His proposed fee is a very fair price. Planning and Design Services recommends approval of this Agreement for the not-to-exceed price of $5,000.00. I will be happy to answer any questions or comments at this time.

John Suarez moved approval. Motion carried.

7. Approval of Amendment #3 to Professional Services Agreement between the City of Fort Wayne and Donohue & Associates, Inc. for Resolution #7032-05, *North Glendale Drive Extension: Jefferson Boulevard to North Bend Drive* for additional street lights to plans, specifications and bid documents. Compensation for services performed shall be $880.00.

Dave Ross: This project has been designed and we are now into the land acquisition. We hope to bid this early in 2006. Street Lighting had requested that streetlights be added to this extension of roadway. They provided the design and this Amendment is only to add the street lighting to the plans and adjust the bid documents.

John Suarez moved approval. Motion carried.

8. Approval of Change Order #1 & Final between the City of Fort Wayne and Brooks Construction for Contract #7041-05, *Miscellaneous Construction Package 3A-05* decreasing the original contract price by $13,633.78. Including this Change Order the new contract price will be $273,748.70.

Mario Trevino: This project is located in the 3rd District. It involved concrete street repairs. This final Change Order identifies several items where the quantity was not used as proposed. Items listed such as removal of concrete, underdrains and anchor bolts all had more quantity than was actually used. In the original quote we added more quantity in the event we had additional concrete areas where we needed to replace. Also, we traded out aggregate #8 and bed coarse material for the 53 stone. All the other items were either marginally over or under our proposed quantities.

John Suarez moved approval. Motion carried.

9. Approval of Change Order #1 & Final between the City of Fort Wayne and Geiger Developing, Inc. for Resolution #601-04, *North McMillan Area Park Contract C* decreasing the original contract price by $37,743.05. Including this Change Order the new contract price will be $1,547,285.93.

Ron Sheppard: These are final quantity adjustments for the project. Geiger Developing worked very well with us on this particular project. As you can see from the documentation in front of you we had some minor increases and decreases in quantities. This project is completed and almost one month ahead of schedule. The actual completion date was at the end of this year.

Gina Kostoff: Is the restoration for this project completed as well?
Ron Sheppard: To the best of our knowledge it is, however; anything else we would come back in the Spring.

John Suarez moved approval. Motion carried.

10. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's water distribution system:

#2005-W-10, *Brickshire Section II* to Geiger Developing
#2005-W-12, *Fiddler's Creek Section II & Offsite* to Kurtz Excavating
#2005-W-15, *Adams Township Industrial Area – Logistics Drive* to Fleming Excavating

John Suarez moved approval of Item #10. Motion carried.

11. Approval of recommendation from Transportation Engineering Services to accept the work performed by Brooks Construction for Construction Contract #7041-05, *Miscellaneous Construction Package 3A-05* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

12. Approval of recommendation from Street Light Engineering to accept the following Contracts as integral parts of the City's street lighting system:

#295-05, *Pine Valley Phase 3 Street Light Improvements* to Lights & Signals, Inc.
#297-05, *2005 CEDIT Neighborhood Street Light Improvements* to Lights & Signals, Inc.

John Suarez moved approval of Item #12. Motion carried.

13. Approval of Encroachment License Agreement between the City of Fort Wayne and the Fort Wayne Redevelopment Authority for the Grand Wayne Center encroachments located in the 100 and 200 blocks of West Jefferson and West Washington Boulevards.

James Lindsay: These encroachments deal primarily with the architectural limestone blocks that you see along Washington and Jefferson that slightly encroach into the right-of-way. In addition, it relates to electrical conduit that is to facilitate future lighting of the trees and/or other lighting along the right-of-way. This Agreement will of course cement and memorialize the obligation of the Grand Wayne Center to maintain these areas into perpetuity.

John Suarez moved approval. Motion carried.

14. Approval of Encroachment License Agreement between the City of Fort Wayne and ARC of Northeast Indiana, Inc. to place a sign within the existing utility easement located at 4919 Coldwater Road.

Lisa Ramos: ARC of Northeast Indiana is located on the west side of Coldwater Road, just north of Collins Drive. They have requested to install a 13' X 2' sign within our 30' utility easement. We have been out to investigate and have had water maintenance go out and verify where our main is located. There will be no encroachment over our water main directly, so Development Services recommends approval of this Agreement.

John Suarez moved approval. Motion carried.

15. Approval of Escrow Agreement between the City of Fort Wayne and Mason Engineering and Construction for Construction Contract #1751-2005, *Plant 2 Flocculator Drives and Shafts Replacement – Phase 2.*

John Suarez moved approval. Motion carried.

16. Old Business:

17. New Business:

Emergency Resolution #92-11-30-05-1 for the *Three Rivers Filtration Plant Transformer #1 2400V Electrical Cables.*

Doug Fasick: On November 19th the Filtration Plant experienced an electrical cable failure between AEP's transformer #1 and the Filtration Plant manhole. The photos in front of you (photos given to Board members) refer to the manhole in which these cables were placed. The cable failure was one feed of two that go into the plant. Since this was the failure of a 2400 Volt system it was beyond the capabilities of the electricians. Emergency repairs were done by outside contractors to get this feed back into service to remove the asbestos shown in the photos. A second phase to the project will include upgrading and restoring some of the conduit system that was damaged due to weather and age of equipment.

Gina Kostoff: Will we experience any additional problems?
Doug Fasick: No, it has been repaired and it is back in service.

John Suarez moved approval. Motion carried.

Meeting adjourned 9:15 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
NOVEMBER 30, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:16 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic, Doug Fasick - Planning and Design Services. Ron Sheppard, Bill Maxwell - Engineering Support Services. Chuck Bailey – Contract Compliance. Ken Nicolet – Neighborhood Specialist. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of November 23, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Change Order #2 & Final between the City of Fort Wayne and Crosby Excavating for Contract #1600-2004, *Club Terrace* increasing the original contract price by $906.00. Including this Change Order the new contract price will be $145,036.65.

   Ron Sheppard: In doing some final quantity adjustments that we thought we had taken care of, Ray Wigfield and Mr. Rule of Crosby realized that they had forgotten to include three trees on the final invoice. This adjustment is for the three trees. The price was set in the contract, however; they just missed it in the invoice.

   John Suarez: Were the trees not there when the project started?
   Ron Sheppard: No, there were three trees there that were moved they simply forgot to include them on their invoice.

   John Suarez moved approval. Motion carried.

3. Old Business.

4. New Business.

Meeting adjourned 9:17 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
DECEMBER 7, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

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Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Nathan Baggett, Matthew Wirtz, Justin Brugger, Keith Hood, Uriel Castillo – Planning and Design Services. Ron Sheppard - Engineering Support Services. Chuck Bailey – Contract Compliance. Mario Trevino, Kevin Okleshen – Transportation Engineering Services. Kristine Degabriele – Law Department. Dan Brenner – Property Management. Al Lichtsinn – Street Light Engineering. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of November 30, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1771-2005, *Sherwood Terrace Sewer Improvements*.

BIDDER	BID AMOUNT
Bercot, Inc.	128,547.00
Bunn Excavating, Inc.	**109,406.00**
Fleming Excavating	116,140.65
Geiger Developing	128,661.00
Land Construction	122,455.00
Henry P. Thompson Co.	--
Scheidleman Excavating	--
Engineer's Estimate	$139,775.00

3. RECEIVE BIDS: Improvement Resolution #1810-2005, *St Joe-Eby Road Sewer Extension*.

BIDDER	BID AMOUNT
All Star Construction	**232,103.00**
Bercot, Inc.	293,171.00
Bunn Excavating, Inc.	253,737.95
Crosby Excavating	--
Fleming Excavating	291,809.44
Geiger Developing	266,494.00
Forrer Supply	--
Land Construction	255,397.00
Midwest Mole	--
Parrish Excavating	293,827.40
Pyramid Excavating	--
Scheidleman Excavating	--
S&S Directional Boring	--
Engineer's Estimate	$334,110.00

4. RECEIVE BIDS: Improvement Resolution #7072-2005, *Pontiac-Wayne Trace Handrail.*

BIDDER	BID AMOUNT
Arrow Fence	--
Brooks Construction	13,866.00
Primco, Inc.	**13,691.43**
Engineer's Estimate	$8,800.00

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5. AWARD: Resolution #1712-2004, *Nebraska Lift Station Improvements* to R.E. Crosby in the amount of $239,000.00. Contract Compliance concurs with this award.

Ryan Chasey moved approval. Motion carried.

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6. Approval of Construction Contract #1730-2005, *Lime Sludge Force Main Capacity Improvements, Phase 1* between the City of Fort Wayne and S&S Direction Boring in the amount of $232,943.50.

John Suarez moved approval. Motion carried.

7. Approval of Professional Services Agreement between the City of Fort Wayne and TBE Group for the *Evard Road Lift Station Force Main Rehabilitation*. Compensation for services performed shall be $12,507.19.

Nathan Baggett: This project is for the Force Main Rehabilitation (photos supplied) that the pumps shoot out into. This Force Main is made out of asbestos cement pipe and was part of the Imbalco system that we inherited. We are unable to televise this system because there is no access to it and we can't trace it because it is made out of asbestos cement, which has no rebar in it to metal detect. What we propose to do is to send ground-penetrating radar where we believe it to be and then excavate down and take measurements off existing structures in the field to pinpoint where the force main is. Once this is complete, TBE will give us a report on all their fieldwork, which we will take into consideration when we do our design to rehabilitate the Force Main. At this point in time, I can address any questions or comments you may have.

Gina Kostoff: I am not familiar with the TBE Group. What is our history with this group? Is this the first time we have worked with them?
Nathan Baggett: The City has worked with them before on a couple of other projects. They are a national subsurface utility investigation firm.

Gina Kostoff: Where are they located?
Nathan Baggett: They are located in Indianapolis.

Ryan Chasey moved approval. Motion carried.

8. Approval of Professional Services Agreement between the City of Fort Wayne and Bonar Group for Resolution #1826-2005, *Smith Road & Lower Huntington Road Water Main Extensions.* Compensation for services performed shall be $10,000.00.

Matthew Wirtz: This project is in final design for Smith Road and Lower Huntington Road and a small piece along the Airport Expressway. The design was originally started in 2000 and paid for by Economic Development. We are now finalizing and preparing to bid within the next month. This is for some changes to the design and bid assistance from Bonar.

John Suarez moved approval. Motion carried.

9. Approval of Amendment #1 to Interlocal Cooperation Agreement between the City of Fort Wayne Board of Public Works and Board of Commissioners of Allen County for Resolution #1743-2005, *Union Chapel Road, Phase 3 Water Improvements*.

Matthew Wirtz: Union Chapel Corridor between Auburn Road and Tonkel Road was originally designed in 2002 for road improvements. We had water main improvements in that area that needed to be done, so we teamed up with the County. It was efficient for us because they purchased right-of-way that we needed and so forth, but then they had funding problems. It was originally to be one project, but it has been bid over three phases. Originally we thought the cost to be $335,000 for the water main, but now the cost is $385,000. This Amendment is just to revise the maximum amount.

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Gina Kostoff: Have we increased the scope of this project?
Matthew Wirtz: Actually, there is some increase in the scope of the project, but also the fact that three years later materials are more expensive. There are economies of scale when there is one big project it is cheaper than three smaller separate projects.
Gina Kostoff: Is the City bearing the entire cost of this increase?
Matthew Wirtz: Yes, just the water main portion and no benefit to the County.

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Ryan Chasey: Is this still a priority project for us, three years later?
Matthew Wirtz: Yes, if you read the Agreement we have actually expedited some of this work. The County work will not start until next Spring. We have a development at the corner of Auburn and Union Chapel that we have agreed to get water to. Water Maintenance is building a phase beyond where this project is going to get this water main to this development yet this year.

Ryan Chasey moved approval. Motion carried.

10. Approval of Purchase Agreement between the City of Fort Wayne and Mr. Keith Kuehner for the real estate located at 716 Wagner Street in the amount of $51,000.00.

Dan Brenner: This property is adjacent to and north of the existing Water Filtration Plant. It was purchased as a possible future expansion for the future needs of the facility. The purchase price of $51,000 is less than the average of two appraisals ordered by the City.
Mark Gensic would like to add a few comments.

Mark Gensic: We reviewed minutes from the October 27, 2004 Board of Works meeting. That was the last time we purchased property. We are not aggressively going out there and pursuing properties. We are purchasing properties when they become available. It is part of our fifty-year plan to create space in the future for the Water Filtration Plant.

Gina Kostoff: Are there any current plans to use that space?
Mark Gensic: Probably for pretreatment as our water quality regulations get harsher from the EPA, but there is no design currently.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and Newell Construction for Contract #7056-05, *Concrete Street Repairs – 2005* increasing the original contract price by $4,792.82. Including this Change Order the new contract price will be $87,460.32.

Mario Trevino: The bulk of the final Change Order used more quantities to replace concrete slabs adjacent to proposed areas on Tillman Road and Lima Valley Drive. The slabs base was deteriorated and did not allow for a good tie-in. This affected quantities for removal, concrete curb type 2A and J-bolts. All the other items were either marginally over or under the contract.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Key Concrete for Contract #7066-05, *Grier Street* increasing the original contract price by $1,531.18. Including this Change Order the new contract price will be $65,037.18.

Mario Trevino: This project is located in the 6th District. There were several items that required additional quantity to be used. The existing asphalt pavement at each end of the project raveled and it required additional asphalt material and processes. We extended the walk replacement to correct some grade issues with the walk at both Lily and Anthony. We replaced deteriorated curb at the radius at Grier Street and Anthony Boulevard. We used additional quantities for drives to correct positive drainage toward the street. We used more subsurface drainage than anticipated to connect to another structure other than the existing bricks where we had planned, so it wouldn't diminish its current condition. Lastly, we removed two more tree stumps encountered during the construction of the drive approaches.

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John Suarez moved approval. Motion carried.

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13. Approval of Change Order #1 & Final between the City of Fort Wayne and A-1 Concrete Leveling for Contract #7068-05, *Georgetown Place Villaminiums* increasing the original contract price by $257.00. Including this Change Order the new contract price will be $2,282.00.

Mario Trevino: This project is located in the 1st District. The final Change Order is for added walk that we asked the contractor to level adjacent to our proposed areas to eliminate some tripping hazards.

Ryan Chasey moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Lights & Signals, Inc. for Contract #296-05, *Woodmont, Woodmont Oaks & Longwood Additions* decreasing the original contract price by $209.62. Including this Change Order the new contract price will be $79,832.13.

Al Lichtsinn: This is a Change Order for final measurements on this project and to close the project out.

Gina Kostoff: Were there any problems on this project?
Al Lichtsinn: No, we are just waiting for the utilities to hook us up on some of the lights. As soon as they finish the lights will be burning for the residents.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 between the City of Fort Wayne and Dreier & Maller, Inc. for Contract #87-43-15-11, *Sewer Inspection and Cleaning* increasing the original contract price by $6,030.65. Including this Change Order the new contract price will be $73,400.50.

Ron Sheppard: This is also the Final Change Order for this project. We had additional root cutting on this project that we did not estimate. Obviously, the more roots we can eliminate from our sewer system the better it will work. From my standpoint, this increase it not a bad thing it means less obstructions in our sewer. We estimated our values on this projected work way up front based on previous sewer work that we have done. This particular project we estimated less on the heavy side where we should have estimated more on the heavy side.

Ryan Chasey moved approval. Motion carried.

16. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's sanitary sewer system:

#2005-S-04, *Smith Road - Elam Property* to J&L Excavating
#2005-S-10, *Tillwater Pointe Apartments* to Liberty Construction

#2005-S-27, *Courtyard at Dawson's Creek* to Geiger Developing, Inc.

John Suarez moved approval of Item #16. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as integral parts of the City's transportation system:

#7056-05, *Concrete Street Repairs - 2005* to Newell Construction
#7066-05, *Grier Street* to Key Concrete

Ryan Chasey moved approval of Item #17. Motion carried.

18. Approval of Write-offs from City Utility Accounting for delinquent accounts in the amount of $66,707.63 and $2,835.69.

John Suarez moved approval. Motion carried.

19. Approval of General Accounting Claims in the amount of $11,196,886.53 for the week of December 7, 2005.

Ryan Chasey moved approval. Motion carried.

20. Old Business:

21. New Business:

Award: Resolution #7072-05, *Pontiac – Wayne Trace Handrail* to Primco, Inc.

Mario Trevino: Transportation Engineering Services has reviewed and calculated the bids received today on the Pontiac-Wayne Trace Handrail project. It has concluded that Primco, Inc. is the apparent low bidder between two bidders. At this time, Transportation Engineering Services recommends Improvement Resolution #7072-05 be awarded to Primco for $13,691.43 provided all compliance requirements are met.

Gina Kostoff: Mario, this bid is almost 56% over the engineer's estimate. Can you explain this?
Mario Trevino: While I would not be able to explain why there is such a difference between our engineer's estimate and the bids that came in, this particular handrail offers some protection to the pedestrian at the roundabout in this area. There is some level of urgency in trying to get the handrail put back up. In this particular case, while there is a significant difference, I would still recommend that we go with the lowest bidder.

Gina Kostoff: There is no doubt that public safety is the foremost concern here and the handrail needs to be done. I am just a little concerned. Granted we are not talking about a huge amount of dollars, but percentage wise 55%-56% is quite a bit. I would ask that perhaps we look at how we estimated this project to see where the discrepancies lie and to prevent this kind of discrepancy in the future.
Mario Trevino: I look for the Board's wisdom on this. Would you rather table this item?

Gina Kostoff: I am not so inclined to table this item. I want to make sure we are estimating as accurately as we can to prevent future discrepancies.

Ryan Chasey moved approval. Motion carried.

Meeting adjourned 9:15 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF PUBLIC WORKS MINUTES
DECEMBER 14, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey and Marilyn Huth. Mark Gensic, Nathan Baggett, Matthew Wirtz, Andrew Schipper, Justin Brugger – Planning and Design Services. Ron Sheppard, Dan Smith - Engineering Support Services. Nancy Townsend – Development Services. Chuck Bailey – Contract Compliance. Mario Trevino – Transportation Engineering Services. Kristine Degabriele – Law Department. Rick Orr – Right-of-Way. Jeff Morris – Water Pollution Control Maintenance. Denise Porter-Ross – Neighborhood Specialist. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Public Works Minutes for the week of December 7, 2005.

   John Suarez moved approval. Motion carried.

2. RECEIVE BIDS: Improvement Resolution #1587-04, *East & West Parkerdale Sanitary Sewer Extension and Parkerdale Drive-Evard Road Storm Sewer Improvement.*

BIDDER	BID AMOUNT
All Star Construction	2,138,440.00
Anderzack-Pitzen Construction	2,787,811.00
Crosby Excavating	1,876,207.15
Geiger Developing	**1,788,967.00**
Land Construction	2,096,995.00
Engineer's Estimate	$2,370,157.00

3. RECEIVE BIDS: Improvement Resolution #1725-04, *Three Rivers Filtration Plant Filter Valves – Phase 1.*

BIDDER	BID AMOUNT	ALT. 1 Add/Deduct	ALT. 2 Add/Deduct
Maddox Industrial	1,646,200.00	-50,000.00	-48,000.00
RE Crosby	2,016,000.00	-38,000.00	-30,000.00
Engineer's Estimate	$1,305,000.00		

4. RECEIVE BIDS: Improvement Resolution #1733-05, *Evard Road Lift Station Rehabilitation.*

BIDDER	BID AMOUNT
Fleming Excavating	158,980.00
Gerig-Ottenweller	149,800.00
Maddox Industrial	162,475.00
Mason Engineering	**133,000.00**
RE Crosby	137,900.00
Engineer's Estimate	$180,000.00

5. Approval of Resolution #92-12-14-05-1, *Indiana Air National Guard Force Main*.

Nancy Townsend: We have been working with the Indiana Air National Guard for a couple of years now. They are located near the airport on the southwest side of Fort Wayne. They have made some improvements to their underground infrastructure and sanitary sewer system to accommodate some expansion and changes onsite. They approached Fort Wayne City Utilities to request the use of an abandoned force main the City previously owned.

We installed the Harbor Ditch Interceptor there a few years ago, which eliminated a lift station and the use of this force main. They requested to use the existing force main for their purposes. From City Utility's side we did not have any concerns, however, we did tell them they would have to get necessary approval from the City's Right-of-Way Department because the force main is located within our right-of-way and the railroad. They were able to obtain those necessary approvals and we are here with this Resolution recommending to the Board that we allow them to own and operate an abandoned force main located along Ferguson Road.

Ryan Chasey moved approval. Motion carried.

6. Approval of Resolution #92-12-14-05-2, *Fee Changes for Bid Specs, Plans & Manuals.*

Gina Kostoff: I will address this Resolution.

In reviewing our costs associated with preparing bid specification manuals for the projects the City bids, it came to my attention that we have not reviewed how much the costs are compared to how much it costs us to prepare them. As we do more and more projects and our plans and specifications get more detailed we wanted to find a way to more equitably recoup the costs of those documents.

We did some research based on other communities in Indiana and the surrounding states. Most cities look at the estimated cost of the project and base their bid specifications on amount, so we arrived at this fee schedule. The only caveat is that those are for projects that are designed and created by our own engineering department. When we retain the use of outside consultants we wanted to leave the door open because typically we use those consultants for our larger projects. The whole purpose behind this Resolution is to more equitably recoup the costs of preparing those bid specifications and manuals.

John Suarez: When was the last time the fees were reviewed?
Gina Kostoff: We could not recall the last time fees were raised. We believe it has been at least ten or fifteen years.
Ryan Chasey: So where does this put Fort Wayne in relation to other cities?
Gina Kostoff: This puts us right on target with comparable cities. Our bid specifications are relatively inexpensive given the scopes of the projects we have been doing lately. We are not looking to make money. We are looking to just meet our costs in preparing those specifications.

John Suarez moved approval. Motion carried.

7. Approval of Resolution #92-12-14-05-4, Upper Becketts Run Area Connection Fee – Sanitary Sewer.

Ted Nitza: This Resolution presented for your consideration today would update an area of an established separate area connection fee for a growing area of the Fort Wayne's sanitary sewer and water utility areas. These area connection fees for sanitary sewer are the upfront amounts paid to support the necessary sewer infrastructure to provide service to the respective area. The upper Beckett's Run (map is shown) is actually a re-designated area of the overall Beckett's Run interceptor. The amount is established at $2,955.00 per ERU or per single family equivalent. This structure helps to ensure that growth is paid for by growth investment and minimizes the amount of what is expected of our current ratepayers for this infrastructure. I do

recommend approval of this Resolution and can address any comments or questions the Board may have at this time.

Ryan Chasey moved approval. Motion carried.

8. Approval of Resolution #92-12-14-05-5, Beckett's Run Area Connection Fee – Sanitary Sewer.

Ted Nitza: This Resolution is related to the previous Resolution and it addresses the remaining area of the Beckett's Run. Again, it is an upfront charge paid for by new sewer customers in these areas to support the cost of the new infrastructure. The reason I have broken them apart is that I do have a correction to make on the Resolution in front of you. On the first page, about half way down, where the amount is designated it should read, "Beckett's Run" in the amount of $2,305.00 per ERU, not "upper" Beckett's Run. What I am asking for is an amendment to the Resolution before you striking the word, "upper". With this change the Resolution could then move forward. I do recommend approval. I can address any comments or questions you may have at this time.

John Suarez moved approval of Resolution #92-12-14-05-5 as amended. Motion carried.

9. AWARDS from Engineering Support Services for the following Resolutions:

Resolution #1771-2005, *Sherwood Terrace Sewer Improvements* to Bunn Excavating in the amount of $109,406.00.

Resolution #1810-2005, *St. Joe – Eby Road Sewer Extension* to All Star Construction in the amount of $232,103.00. Contract Compliance concurs with these awards.

Ryan Chasey moved approval of Item #9. Motion carried.

10. Approval of Water Contract #2005-W-24, *2050 E. Dupont Road – Dr. An Water Extension* between the City of Fort Wayne and Sungshik & Mijung An to construct a local water main system to serve 2050 E. Dupont Road. The project is privately funded and located inside the City.

Nancy Townsend: This is a developer contract to provide a water main extension to a professional services facility located south of Dupont Road and west of Auburn Road. It includes the installation of 360 lineal feet of 8-inch water main to serve that facility. The contract also includes a reimbursement contract for other adjacent benefitted properties.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and S&S Directional Boring for Contract #1504-05, *Glenwood Park-Inwood, Phase 1* decreasing the original contract price by $2,529.00. Including this Change Order the new contract price will be $201,006.00.

Ron Sheppard: This is a final quantity adjustment for this project and for the most part these are just quantity adjustments. When we asked the contractor to do the dig ups and locates, the sanitary services were much deeper than originally expected, so we encountered additional costs and paid that through the work allowance. We did have an existing hydrant that completely came apart when we drilled close to it, so we had S&S put the hydrant back into service until we could get the entire force main up and running. I would be happy to answer any questions the Board may have.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Bunn Incorporated for Contract #1642-04, *Trier Road Sewer Replacement* increasing the original contract price by $9,250.00. Including this Change Order the new contract price will be $848,762.20.

Dan Smith: This was a difficult job with bad soil conditions. We worked with water maintenance to relocate a water main at the beginning of the project. It took a month and a half to complete, but the project worked out very well for the northeast side of town. As you can see there are a lot of increases and decreases on the Change Order primarily from the water main.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Primco Inc. for Contract #7038-05, *Bunt Drive* decreasing the original contract price by $542.12. Including this Change Order the new contract price will be $167,734.72.

Mario Trevino: This project is located in the 6th District. The Change Order can be attributed to lower quantities for commercial drive approaches, bed coarse material offset by higher #53 stone and lower quantity for sub-surface drainage and top soil.

Ryan Chasey moved approval. Motion carried.

14. Approval of Change Order #1 & Final between the City of Fort Wayne and Hipskind Concrete for Contract #7047-05, *Inwood Drive, Phase 2* decreasing the original contract price by $5,076.30. Including this Change Order the new contract price will be $310,762.31.

Mario Trevino: This project is located in the 2nd District. We created three new items for this project: one for the restoration of a few isolated locations that needed to be restored from the water main project. Eight type E castings that were not identified on the bid proposal that the contractor supplied and lastly, for a Type 1 manhole where the proposed structure was in conflict with the water main. We were able to use much less sub-surface drainage, binder and #53 stone than anticipated. We had a little more in drive approach quantity and backfill behind the curb. We also used less pipe on the project and special castings, so the result is a decrease in this Change Order.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #2 & Final between the City of Fort Wayne and Bunn Excavation for Contract #7050-05, *Jefferson / Washington / Maumee* decreasing the original contract price by $3,662.53. Including this Change Order the new contract price will be $630,698.97.

Mario Trevino: This project was located in the 5th & 6th Districts. While milling Maumee between Glasgow and Washington, the contractor encountered geogrid fabric that was previously placed between the binder and surface. This fabric wrapped around the grinding drums making it impossible to mill 2". The mill was raised up just enough to clear the geogrid. By doing this it reduced the amount of RAP that the contractor recovered, thus increasing the cost of the milling. We used more bituminous patching and tack coat than anticipated. We created a special casting adjustment item for structures at sags along the roadway. These structures required a different operation than what we had planned therefore, offsetting and lowering the original casting items. We also applied three days of liquidated damages.

John Suarez: Mario, are some of the catch basins four or five inches lower than the street?
Mario Trevino: In some areas where we felt there would not be any threat to public safety we left those as is. John, if you would like to identify some of the ones you have concerns about, we would be willing to take a look at them.

John Suarez: If someone was riding along they could hit the obstruction and they could tear up a tire.
Mario Trevino: John, get with us and we will see what we can do about those.

Ryan Chasey moved approval. Motion carried.

16. Approval of Change Order #1 & Final between the City of Fort Wayne and E&B Paving for Contract #7059-05, *Lake Avenue* decreasing the original contract price by $8,019.86. Including this Change Order the new contract price will be $202,317.14.

Mario Trevino: This project is located in the 1st District. This final Change Order involved increases and decreases to several items. We created a couple of new items: one for wedge and leveling at dips at the intersection of Inwood Drive and Lake Avenue. We also had another item for twelve days of liquidated damages. The wedge and leveling item offset and lessened the binder quantity. We used more bituminous surface and patch, but less bituminous base. While we used less quantity for compacted stone and shoulders, we used more quantity in mulch seeding.

Ryan Chasey: Is this the Lake Avenue project north of Coliseum?
Mario Trevino: No, it is actually east of Coliseum. You might recall this was the area that bottlenecked and then widened back out, so this project included some widening in that area.
Ryan Chasey: It turned out very nice.

John Suarez moved approval. Motion carried.

17. Approval of recommendation from Transportation Engineering Services to accept the following Contracts as integral parts of the City's transportation system:

#6982-05, *Dupont Road & Development Intersection Improvement* to Primco, Inc.
#7033-05, *Chapel Oaks Concrete Street Repair* to Primco, Inc.
#7038-05, *Bunt Drive to Primco Inc.*
#7045-05, *Miscellaneous Construction Package 4B-05* to Key Concrete
#7058-05, *Chancellor Drive* to Brooks Construction
#7068-05, *Georgetown Place Villaminiums* to A-1 Concrete Leveling

John Suarez moved approval of Item #17. Motion carried.

18. Approval of recommendation from Street Light Engineering to accept the following Contracts as integral parts of the City's street lighting system:

Kensington Downs East Section V, Springfield Section IV, Brickshire Village Section II, Stonecreek Section IV, and Creekwood Section V.

Ryan Chasey moved approval of Item #18. Motion carried.

19. Approval of recommendation from Engineering Support Services to accept the following Contracts as integral parts of the City's water distribution system:

#1653-04, *Plant 1 Sluice Gate Replacement* to R.E. Crosby
#2004-W-05, *436 Livingston Avenue Water Main Extension* to Richland Construction

John Suarez moved approval of Item #19. Motion carried.

20. Approval of Grant Agreement between the City of Fort Wayne and Fort Wayne Community Schools for Improvements to Nebraska Elementary School lighted Message Marquee Sign supported by 4th District CEDIT funds in the amount $5,800.00.

Rick Orr: This was a Grant Agreement that Councilman Hayhurst recommended to Nebraska School. With the Law Department's assistance, we worked out this agreement with the attorney for the Fort Wayne Community School. I forgot to mention one thing. At times this sign or a portion of it will be used for neighborhood notices of interest, so the residents of the neighborhood will benefit from this sign, not just the school.

Ryan Chasey moved approval. Motion carried.

21. Approval of Grant Agreement between the City of Fort Wayne and Fort Wayne Community Schools for Improvements to South Wayne Elementary School Playground supported by 5th District CEDIT funds in the amount of $23,000.00.

Rick Orr: Councilman Pape is involved with this Grant Agreement. The school wanted to place playground equipment and allow children of the neighborhood to have access to it. Councilman Pape agreed to allow the children in the neighborhood to use it.

John Suarez moved approval. Motion carried.

22. Approval of Partial Release of Escrow received from Fleming Excavating, Inc. for Construction Contract #1115-05, *Lake Avenue Feeder Main, Phase 2* in the amount $60,000.00.

Ryan Chasey moved approval. Motion carried.

23. Approval of Final Assessment for Resolution #7068-05, *Georgetown Place Villaminiums*.

John Suarez moved approval. Motion carried.

24. Approval of Write Offs from City Utilities in the amount of $46,708.67.

Ryan Chasey moved approval. Motion carried.

25. Approval of Barrett Law Claims in the amount of $142,278.95 for the week of December 14, 2005.

John Suarez moved approval. Motion carried.

26. Approval of General Accounting Claims in the amount of $7,384,297.74 for the week of December 14, 2005.

Ryan Chasey moved approval. Motion carried.

27. Old Business:

28. New Business:

Meeting adjourned 9:35 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

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BOARD OF STORMWATER MANAGEMENT MINUTES
DECEMBER 14, 2005

27
28
31

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:36 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez and Marilyn Huth. Mark Gensic, Nathan Baggett - Planning and Design Services. Ron Sheppard - Engineering Support Services.
Chuck Bailey – Contract Compliance. Jeff Morris – Water Pollution Control Maintenance. Denise Porter-Ross – Neighborhood Specialist. Michelle Nelson – Board of Public Works Administration.

1. Approval of Board of Stormwater Management Minutes for the week of November 30, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Improvement Resolution #1759-2005, *Pleasant Avenue Lift Station Improvements*.

   Nathan Baggett: The majority of this project focuses on the bar screens. This entails replacing the existing static bar screen and install a new bar screen with automatic rake. This will enable maintenance crews to go through and vacuum up once the debris has dried. The way we maintain the existing screen is that we have to open up this large access (points to the diagram) and backup wet debris, which is very difficult for our maintenance crews to do when the debris is wet. Our proposed project will have an automatic rake that will deposit it at this stage for drying (points to diagram). This will help our crews with the Vac truck to lift it out five or six feet as opposed to thirteen feet.

   The motor on this automatic rake is very low profile, so it will not get clogged with debris or rusted out. It will be encased in a sound attenuated hood to reduce noise in the neighborhood. In addition to the screens, the fence openings will be enlarged for easier access for maintenance crews and their equipment. New access gratings will be placed over the channels for easy access to the debris. Most of the construction is expected to take place in late summer and completed by mid fall. We have observed the maintenance habits of it over the past five years and some of the problems associated with the original design. Planning and Design Services recommends your approval for this project. I will be happy to field any questions you may have at this time.

   John Suarez moved approval. Motion carried.

3. Approval of Resolution #92-12-14-05-3, *Purchase of Two Stormwater Pumps for Flood Fighting*.

   Greg Meszaros: Typically this project would have gone through our Purchasing Department without much fanfare. This is an important project that will herald the new stormwater rates and the benefits that our community will see. This is the purchase of two large twelve-inch pumps that are very mobile. They are on wheels, so when we fight floods we can get these pumps out early. This will allow us to have them quickly on site and ready to go.
   I wanted to bring Jeff Morris here and thank him for working with the vendor on this equipment.

   Gina Kostoff: Greg had mentioned that there were some special configurations to these pumps. Can you talk a little bit about those configurations?

Jeff Morris: Normally anything above an eight-inch pump does not come on wheels it comes on a skid and has to be transported by a semi or another trailer. We wanted them especially made on a trailer that we could hook up a truck to it and pull it, so it is very mobile. Once it is done at one sight we could take it to another sight. These are special made pumps.

Greg Meszaros: These are very large pumps. Also, this will give us capabilities for an emergency main break or if some other part of our system would get a lot of water.
Jeff Morris: The largest pump we have on hand now in the City is an eight-inch pump. It can move a lot of water, but nothing like a twelve-inch pump.

Gina Kostoff moved approval. Motion carried.

4. Approval of Change Order #1 & Final between the City of Fort Wayne and Crosby Excavating for Contract #1688-05, *Plaza Drive: Pettit to Paulding* decreasing the original contract price by $22,116.77. Including this Change Order the new contract price will be $342,147.78.

Ron Sheppard: These are final quantity adjustments for this project. The biggest decrease is the work allowance on this project. We were very pleased with the early restoration that Crosby did on most of this project. He did get the grass up and growing well before leaf season came and did have a good stand of grass. There are some spots we are going to look at in the spring because they were seeded late, but for the most part we were very pleased with this project.

Greg Meszaros: From a drainage perspective, has this improvement done its job?
Ron Sheppard: Yes, for the most part. We finished it in late November. We didn't have a lot of rain before we got the snow. We think it is going to work fine. We haven't seen a heavy rain to review how well this improvement will take affect. This is a double-stacked storm sewer and it has a main carrier pipe down below and then a dewatering pipe up at a higher elevation that will allow the side ditching to drain. We think this is a very good project.

John Suarez moved approval. Motion carried.

5. Old Business.

6. New Business.

Meeting adjourned 9:45 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Marilyn Huth
Marilyn Huth, Clerk

BOARD OF PUBLIC WORKS MINUTES
DECEMBER 21, 2005

27

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:00 A.M.

REGINA A. KOSTOFF, CHAIR
JOHN SUAREZ, MEMBER
RYAN P. CHASEY, MEMBER
MARILYN HUTH, CLERK

Present: Gina Kostoff, John Suarez, Ryan Chasey. Marilyn Huth – Absent. Mark Gensic, Nathan Baggett, Matthew Wirtz, Mike Hicks, Pat Callahan, Justin Brugger – Planning and Design Services. Dan Smith - Engineering Support Services. Mike Thornson – Development Services. Carl Wilson – Contract Compliance. Mario Trevino, Mark Wilson, Rich Romary, Gary Ainslie – Transportation Engineering Services. Dave Ross – Engineering. Kristine Degabriele – Law Department. Denise Porter-Ross, Ken Nicolet – Neighborhood Specialists. Dan Brenner – Property Management. Len Poehler – City Utilities Administration. Michelle Nelson – Board of Public Works Administration. Jon Bomberger – Attorney Baker & Daniels.

1. Approval of Board of Public Works Minutes for the week of December 14, 2005.

   John Suarez moved approval. Motion carried.

2. Improvement Resolution #593-2005, *South McMillan Park Stormwater Collection System Project.*

   Pat Callahan: This Resolution covers the last two pipeline projects for Camp Scott. The map shows them as green and blue areas consisting of Rudisill, Capitol, Anthony and Abbott as general boundaries of that area (map is shown). The proposal is to do the green, which is the trunkline for this area as one project and the blue, which are all the branches off the trunkline as the second project. The green projects are set for 2006 and the blue projects in 2007. This will finish the Camp Scott project.

   Gina Kostoff: Just for a bit of a history lesson, how long have we been working on the whole Camp Scott project?
   Pat Callahan: We started the preliminary design in 1998.

   Gina Kostoff: So by the end of 2007 we will have completed the project and drastically improved the stormwater drainage in that area, is that correct?
   Pat Callahan: We will have built a separate stormwater system to serve 350 acres. This will benefit the residents and also will take the stormwater off the combined sewer that runs down Rudisill and discharges into the St. Mary's River at Foster Park. By taking the stormwater out of the combined sewer it allows more capacity to take flows from other areas in that same basin.

   Ryan Chasey moved approval. Motion carried.

3. Improvement Resolution #7073-06, *Ardmore Avenue: Taylor Street to Jefferson Boulevard.*

   Dave Ross: This Resolution is for the demolition of a structure at 3801 North Washington Road. As you know, Public Works is working on improvements to Ardmore Avenue between Taylor and Jefferson at the direction of City Council to bring that up to standards for commercial traffic. This house was at the corner of Ardmore and North Washington. We are looking at three alternatives for the roadway improvement in that area and this house was affected by all three

alternatives. We found that the house was up for auction, so we made an offer and acquired the house for demolition.

Gina Kostoff: Dave, is this the first in a series of possible acquisitions and demolitions in this area?
Dave Ross: Actually, we are working with the residents along this area and we will determine what they want and we will proceed from there, so it could be, but we still need to work with the neighbors for the final solutions.

John Suarez moved approval. Motion carried.

4. AWARDS from Engineering Support Services:

Resolution #1587-2004, *East/West Phase Parkerdale Sanitary Sewer Extension & Parkerdale Drive-Evard Road Storm Sewer* to Geiger Developing in the amount of $1,788,967.00.

Resolution #1733-2005, *Evard Road Lift Station Rehabilitation* to Mason Engineering in the amount of $133,000.00.

Contract Compliance concurs with these awards.

Ryan Chasey moved approval of Item #4. Motion carried.

5. Approval of Recommendation from Engineering Support Services to reject all bids submitted for Resolution #1725-2004, *Three Rivers Filtration Plant Filter Valves, Phase 1.*

Gina Kostoff: Is anyone here to discuss the rejection of the bids?
Mark Gensic: As you may recall we took bids last week for this project and those bids were high. We are in the process of re-evaluating to see whether we can reduce the scope of the project to stay within the budget. Also, we will re-bid this and seek other bidders to see if we can get some more competitive bids in. At this time, I am not sure when we will be bringing this back to the Board.

John Suarez moved approval of recommendation to reject the bids submitted for Resolution #1725-2004. Motion carried.

6. Approval of Construction Contract #7070-05, *Fire Station #18 Walking Path* between the City of Fort Wayne and Bunn Excavation in the amount of $27,498.50.

Ryan Chasey moved approval. Motion carried.

7. Approval of Construction Contract #7072-05, *Pontiac / Wayne Trace Handrail* between the City of Fort Wayne and Primco, Inc. in the amount of $13,691.43.

John Suarez moved approval. Motion carried.

8. Approval of Construction Contract #1712-2004, *Nebraska Lift Station Improvements* between the City of Fort Wayne and R. E. Crosby in the amount of $239,000.00.

Ryan Chasey moved approval. Motion carried.

9. Approval of Professional Services Agreement between the City of Fort Wayne and The Secant Group, Thomas T. (Ted) Nitza for *Program and Project Management for City Utilities Capital, Regulatory and Operating Programs*. Compensation for services performed shall be a not-to exceed amount of $172,000.00.

Greg Meszaros: This is a Program Management Agreement with Ted Nitza, principal engineer with Secant Group. Ted focuses and works directly with me under my direction on our most complex transactions. He is our lead person with our efforts to compete with and acquire Aqua Indiana. He is our lead in negotiating all of our contracts with our wholesale communities. The Board may know we serve most of all the small communities in and around our City either with water and/or sewer. He is the lead in negotiating our land development issues for the utilities. He is also the lead in working with Redevelopment and others on utility issues, so we have reinvestment back in the City. Ted does a marvelous job and has a great mix of experience and education. He is a professional engineer. He worked for a regulatory agency and a private utility in consulting engineering.

The hourly rates for Ted's contract is at the low end of our senior engineers that we use for consulting, so we feel not only do we get a super flexible high-valued contract engineer, but we also get somebody at a reasonable price. Lastly, one of the changes to this year's contract is we increased some of the reimbursables in the contract. We put the cap at $25,000.00.

First, I approve all the reimbursables. Ted does not do any markups to those reimbursables as they are all passed through at cost. You may recall Ted worked on the Deer Track Utility that we acquired. He has a little higher reimbursables because of his involvement with land developers. All of these stay connected with the purchase orders and are free for examination. I will be happy to answer any additional questions you may have.

Ryan Chasey: Greg, I have a question. Is this something you are looking eventually to bring in-house? Do you foresee having an outside contractor do this for the foreseeable future?
Greg Meszaros: I think we will probably always have a mix of some outside engineers doing these types of activities. Our organization's ability to pay for and hire and house and provide the support and technology that is not a pathway that we could be fully successful on. We do look toward reducing some of our contract engineers. As a matter of fact, last year we did reduce one from Mark's group. Someone like Ted and his talent is really difficult to attract. If we are going to bring in special skills like that we are going to need to do some on a contract basis. If Ted doesn't work, Ted doesn't get paid. When Ted is off for Christmas, we don't pay him. He does not have health insurance, life insurance or social security, no payroll taxes. Dollar for dollar I think we get a real good value with contract employees.

Ryan Chasey: I would assume with this high of an hourly figure that he has administrative help, so you are assuring that he is not doing administrative things?
Greg Meszaros: He is an integrated part of our engineering group. He is located on the floor and works seamlessly with myself, our land development staff, so we see that we don't squander his time doing minor activities. He is plugged into our email system as well.

Ryan Chasey: My other question is on the expense side, the reimbursables, I noticed the $25,000.00 figure you referred to, but also there is a $5,000 limit of what he can pre-spend before having approval. Anything over $5,000 has to be pre-approved by you is that correct?
Greg Meszaros: That seems higher than what I remember. We can modify that amount.
Ryan Chasey: Is that amount what stood from last year?
Greg Meszaros: I would be comfortable in reducing that amount for pre-approval to $1,000. Would that be more appropriate? Ted and I work hand in glove, so those kinds of things are just a phone call away. If the Board would like to amend that amount, it would be fine with me.

Ryan Chasey: I would like to propose to amend the pre-approved amount of $5,000 down to $1,000.

Ryan Chasey moved approval of the Secant Group Agreement as Amended for the pre-approval amount from $5,000.00 down to $1,000.00. Motion carried.

10. Approval of Change Order #1 between the City of Fort Wayne and Strebig Construction for Resolution #92-9-28-05-01, *WPCM Office Renovation* increasing the original contract price by $11,130.00. Including this Change Order the new contract price will be $109,213.00.

Dan Brenner: Last Fall the Board approved a request by the Water Pollution Control Maintenance Office to renovate their space to accommodate additional staffing needs. Since then the project plans have been reviewed and we have been advised that due to fire code requirements that area will need a sprinkler system. The additional cost for that system is $11,130.00. As a result of this requirement we are asking the Board's approval.

John Suarez moved approval. Motion carried.

11. Approval of Change Order #1 & Final between the City of Fort Wayne and All Star Construction for Contract #7042-05, *Resurfacing Package 2-2005* decreasing the original contract price by $46,091.72. Including this Change Order the new contract price will be $1,165,147.78.

Mario Trevino: This final change order involves several increases and decreases. We did not use as much of the milling even though we added two additional streets to the package. We also estimated a little higher on tack coat. After the milling operation was complete, some areas required more base patching than estimated. We used more approach asphalt to remedy poor pavement. We allowed for additional mobilization and demobilization for the two added street segments. Basically, all the other items were either marginally over or under the planned quantities.

Ryan Chasey: I just wanted to add that I am happy to see a decreased Change Order on this project for this vendor no matter how small, so kudos to you.

Ryan Chasey moved approval. Motion carried.

12. Approval of Change Order #1 & Final between the City of Fort Wayne and Wayne Asphalt for Contract #7055-05, *Stratton Road* decreasing the original contract price by $74.74. Including this Change Order the new contract price will be $233,016.76.

Mario Trevino: This project is in the 3rd District. There were several new items created for this project. First, there was a geo-grid fabric necessary to stabilize some poor soils in the sub-base. The use of the fabric affected the depth of the two stone quantities that we had. We created an item for a yard drain for the potential of pooling water. We did not find the water and sewer lines to be located as the plans indicated, so the contractor was forced to excavate to locate those facilities.

When the utilities were located their positioning was in conflict with our street profile and the storm design, so that created items for ductile iron pipe, a 72-inch manhole and a manhole base adjustment to two structures. The new 72-inch manhole that we incorporated into the project eliminated the use of two inlets and two smaller manholes. We changed the mailbox setup from a centralized location to individual mailboxes. We assessed the contractor two days for damages due to a late finish. We estimated a little high on the topsoil and bituminous surface quantity. We used less quantity on the concrete drives. We used less 6-inch concrete pavement than anticipated.

John Suarez moved approval. Motion carried.

13. Approval of Change Order #1 & Final between the City of Fort Wayne and Brooks Construction for Contract #7058-05, *Chancellor Drive* decreasing the original contract price by $4,490.62. Including this Change Order the new contract price will be $38,204.28.

Mario Trevino: This project is in the 2nd District. The bulk of this final change order is attributed to lower quantities for binder and compacted stone. We estimated a little more in the proposed plan just in case we needed to use it. All the other items were either over or under the planned quantity.

Ryan Chasey moved approval. Motion carried.

14. Approval of Final Change Order between the City of Fort Wayne and Fleming Excavating for Contract #1115-2005, *Lake Avenue Feeder Main, Phase 2* increasing the original contract price by $40,826.85. Including this Change Order the new contract price will be $761,220.75.

Dan Smith: The majority of this Change Order was due to poor soils underneath the pavement, which required extra stone and more curb and median work. Another additional item for the relocation from NIPSCO, but in all; this project was three weeks ahead of schedule.

John Suarez moved approval. Motion carried.

15. Approval of Change Order #1 & Final between the City of Fort Wayne and RE Crosby, Inc. for Contract #1520-2003, *Third Street Lift Station Pump Rehabilitation* decreasing the original contract price by $18,040.00. Including this Change Order the new contract price will be $178,960.00.

Dan Smith: The majority of this Change Order was for the work allowance. We had very few problems on this project.

Ryan Chasey moved approval. Motion carried.

16. Approval of recommendation from Transportation Engineering Services to accept the work performed by E&B Paving for Construction Contract #7059-05, *Lake Avenue* as an integral part of the City's transportation system.

John Suarez moved approval. Motion carried.

17. Recommendation from Planning & Design Services to accept the Pre-Qualified Bidders: Insituform, Michels Pipeline and Reynolds Inliner for Resolution #1788-2005, *Lake Forest I/I Removal Pilot Project*.

Nathan Baggett: As you may recall, the Board passed Resolution #1788-2005 allowing the Lake Forest I/I Removal Pilot project to be delivered by means of design build. Also, it appointed a Technical Review Committee to select pre-qualified bidders and score the qualitative proposals.

The Technical Review Committee met publicly on Friday, December 16th to review the request for qualifications of three firms: Insituform, Michels Pipeline and Reynolds Inliner. It was unanimously agreed upon that all three firms should be allowed to submit proposals and bid on the Lake Forest I/I Removal Pilot project. No other firms replied to this RFQ. I am here today to seek the Board's approval of the committee's recommendation as laid out before you. I can answer any questions or comments you may have at this time.

Ryan Chasey moved approval to accept the Pre-Qualified Bidders. Motion carried.

18. Approval of General Accounting Claims in the amount of $6,261,746.90 for the week of December 21, 2005.

John Suarez moved approval. Motion carried.

19. Old Business:

20. New Business:

Presentation of the Indiana Ready Mix Concrete Association 2005 Concrete Achievement Award for Municipal Street Repair to the Transportation Engineering Service Staff: Mark Wilson, Gary Ainslie and Richard Romary.

Mario Trevino: Last month we were notified that the City of Fort Wayne was to receive the 2005 Concrete Achievement Award for Municipal Street Repair from the Indiana Ready Mix Concrete Association. When I asked the association to give a little more detail of what projects they were focusing on they said there were several projects in the course of this year and last year that warranted the award. At this time, I would like to recognize three project coordinators responsible for this achievement: Mark Wilson, Gary Ainslie and Rich Romary. At this time, if those gentlemen would come up to the podium.

Gentlemen, I award this to you and congratulate you for your performance and dedication to quality.

Gina Kostoff: Congratulations, this is a great award. This is indicative of the work we see out of our public works staff all the time. I congratulate you on your achievement.

Mark Wilson: I would like to add a comment. For an award like this to be possible it has to have a good contractor to complete the job. In Fort Wayne we are blessed with having those good contractors.

Meeting adjourned 9:35 a.m.

Regina A. Kostoff, Chair

Ryan P. Chasey, Member

John Suarez, Member

ATTEST: Michelle Nelson (acting clerk)
Marilyn Huth, Clerk

BOARD OF STORMWATER MANAGEMENT MINUTES
DECEMBER 21, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:35 A.M.

GREG MESZAROS, CHAIRMAN
REGINA A. KOSTOFF, MEMBER
JOHN SUAREZ, MEMBER
MARILYN HUTH, ABSENT

Present: Gina Kostoff, John Suarez, Ryan Chasey. Marilyn Huth – Absent. Mark Gensic, Mike Thornson, Justin Brugger – Planning and Design Services. Carl Wilson – Contract Compliance. Kristine Degabriele – Law Department. Denise Porter-Ross, Ken Nicolet – Neighborhood Specialists. Len Poehler – City Utilities Administration. Michelle Nelson – Board of Public Works Administration. Jon Bomberger – Attorney Baker & Daniels. Greg Meszaros - City Utilities Administration.

1. Approval of Board of Stormwater Management Minutes for the week of December 14, 2005.

   Gina Kostoff moved approval. Motion carried.

2. Approval of Resolution #1624-04, *Arrow Drive Storm Sewer Improvement.*

   Justin Brugger: Arrow Drive runs perpendicular to Engle Road. Also, Deforest Avenue, Sandpoint Road and Bluffton Road surround it. This project was initiated by several complaints from residents in this area for standing water and basement backups. We propose to install 2400 lineal feet of 12-inch to 36-inch storm sewer discharging into the Brandstrator No. 2 drain and then into the Fairfield Ditch and into the St. Mary's River. As part of this project, we seek to acquire ten easements. The property owners have conveyed six of those easements, while four remain. We have set an administrative hearing for January 25th, 2006 at 10:00 a.m. to hear and receive written remonstrances from property owners. The four easements that remain are from owners not living in that conveyed area and may not be aware of the standing water issues that plague this neighborhood. The other residents have been anticipating this for a long time.

   Greg Meszaros: Are these four rental homes?
   Justin Brugger: Two of them are rental properties and the other two are businesses.
   Greg Meszaros: Have they been non-responsive?
   Justin Brugger: Yes.

   Greg Meszaros: Arrow Drive is one of our stormwater bond projects, so this will be the first of many stormwater bond projects. Others are on today's agenda, including our bond ordinance. It is exciting to see us moving forward with these chronic problems.

   John Suarez moved approval of Item #2. Motion carried.

3. Approval of Resolution #1737-2005, *Hawthorne-Southview Stormwater System Improvements.*

   Mike Thornson: This project is located in the south part of the City, north of Paulding Road and the eastside of US 27/33 and just west of Decatur Road. It includes Hawthorne Street, Southview Avenue and Wabash. It includes a neighborhood mix of businesses and a few residential properties. It has unapproved streets and is fairly flat. They have a lot of standing water problems and also some water gets into these businesses.

There is very minimal drainage in this area. This project proposes over 2400 lineal feet of storm pipe along Hawthorne Street that will tie into an existing storm sewer system along US 27/33. Some storm sewer will run along Southview Avenue into an existing storm sewer system on Wabash that eventually gets to that same storm sewer system on the highway there. This project will be 100% funded by the stormwater utility and stormwater bond.

John Suarez moved approval. Motion carried.

4. Approval of Resolution #1746-2005, *Cross Creek Commons Pond Water Quality Improvements*.

Mike Thornson: This project is in the northwest part of the City on the Spy Run Creek. It lies on the south side of Washington Center Road and the north side of I-69 and west of Lima Road. This is a commercial area. The project was initiated by an agreement between Development Services and the Developers back around 1998. It will involve enhancements and upgrades of the existing pond in that area to provide some stormwater quality benefits. It will also provide some stormwater detention in that area. It was one of the recommendations coming from Christopher Burke Engineering's study on the Spy Run Creek. The upgrade involves construction of about 1200 berm along the west side of the existing pond and the construction of an 18-inch spillway. Permits have been obtained from the Indiana Department of Environmental Management and the Indiana Department of Natural Resources. This project will be 100% funded by the stormwater utility and stormwater bond.

Gina Kostoff moved approval. Motion carried.

5. Approval of Resolution #92-12-21-05-1, *Proposed Acquisition and Construction of Improvements and Related Matters* for the issuance of Revenue Bonds of the District.

Len Poehler: Several months ago we approved a stormwater increase, which included a seventeen million dollar bond. I am here to seek approval for the next step that goes to Council for the issuance of the bonds. Crowe was the consultant and again, the rate case was designed around being able to afford this seventeen million dollar bond. This bond includes ten to twelve large drainage projects as well as, five flood control projects. This is our first ever storm bond. It is a fifteen-year term bond for revenue bonding. The rate should be between 4-5%. The public hearing is scheduled for January 4th, 2006. It will then go to Council on January 10th and with any luck at all we will have proceeds in by the end of February.

Greg Meszaros: Just a note…Jon Bomberger was our corporate attorney and is here for any questions you may have. Again, we are moving quite rapidly and the ink is not quite dry on our rates, but the commitment we made to the community was that we would deliver these projects as timely as we can. Are there any questions?

Gina Kostoff moved approval. Motion carried.

6. Approval of recommendation from Engineering Support Services to accept the work performed by Kreager Brothers for Contract #2005-ST-05, *IIT Hanover Dormitory Storm Sewer* as an integral part of the City's stormwater system.

John Suarez moved approval. Motion carried.

7. Old Business.

8. New Business.

Meeting adjourned 9:55 a.m.

Greg Meszaros, Chairman

Regina A. Kostoff, Member

John Suarez, Member

ATTEST: Michelle Nelson, acting clerk
Marilyn Huth, Clerk

MINUTES FROM THE
JOINT MEETING BETWEEN THE BOARD OF PUBLIC WORKS
AND THE BOARD OF STORMWATER MANAGEMENT
DECEMBER 21, 2005

BOARD OF PUBLIC WORKS
ROOM 250 – OMNI ROOM
MEETING HELD AT 9:30 A.M.

GREG MESZAROS, CHAIRMAN
JOHN SUAREZ, MEMBER
REGINA A. KOSTOFF, MEMBER
MARILYN HUTH, CLERK

Present: Greg Meszaros, Gina Kostoff, John Suarez. Marilyn Huth - Absent. Mark Gensic - Planning and Design Services. Ron Sheppard - Engineering Support Services. Kristine Degabriele – Law Department. Len Poehler – City Utilities Administration. Michelle Nelson – Board of Public Works Administration.

Greg Meszaros: The purpose today is to review, discuss and approve, rescind or modify the 2006 City Utilities' Annual Budget. To clarify, the Board of Works will be adopting the budgets for Water and Wastewater Utilities and any Amendments of which they will vote on that. The Stormwater Board will be discussing and adopting or modifying as needed the Stormwater budget.

Len Poehler: I am here to present for your adoption the budgets for 2006. Similar to last year where the 2005 budget expenses were right at the 2004 levels, almost a zero increase, this year the 2006 expenses increased only 2.3% over last year. We feel in the last two years we have controlled our expenses real well and there are a number of things to keep that on track.

The budget includes an across the board 3% wage increase. This year will also had to reflect any unusual adjustments in our union negotiations this year. In the year 2005 we had to negotiate all of our union contracts. The 2005 budget does not include any financial impacts from that, so we couldn't anticipate the results and how they would end up. Generally, we save all of our wage adjustments until the contract year, so we have a number of equity type adjustments and job consolidations that reflect in the 2006 budget. In addition, we have our normal maintenance expenses that we have for over 2700 miles of pipe, our cost associated with 12 billion gallons of drinking water and 18 billion gallons of processing of wastewater.

The budget also includes strategic staffing decisions that we plan to make and institute this year. Net staffing should decrease about 6 ½ FTE's. We intend to fill four strategic positions and at the same time eliminate five positions through attrition. The new positions from our perspective were strategic in nature and we are coordinating maintenance and training operations. We had some landmark contract negotiations. Again in an attempt to rationalize two maintenance organizations and start the whole process of finding efficiencies between the two, we are including a training coordinator to help accomplish that integration. We are going to hire someone for accelerating our process improvement efforts. Our engineering folks are looking at helping to manage all these projects that are coming up. We have sixty-four million dollars worth of construction projects for 2005 and we are anticipating a drain on our resources in that area, so we will be hiring a person or two.

The staff reductions are accomplished by anticipating better attrition and targeting attrition opportunities through LEAN and Six-Sigma type efforts. We completed our first divisional and departmental strategic plans in 2005. A newly hired IT Director is helping us to accelerate the pace of change and several other staff will assist the organization in design and implement organizational improvements. In 2006 we will assemble strategic operating plans for four other major divisions and operations.

In addition to our budgets, we have revenue budgets as well. We anticipate our revenues to increase 7 million next year. Our storm increase will bring in about 4 million dollars. We are in the process and the Board has approved to move ahead on a water increase. The implementation will be delayed until July or August, which is not predictable by us because the IROC governs this process. We anticipate 3-4 million dollars in water revenues next year, so a total of 7-8 million dollars in revenue. The capital budgets will be about 64 million dollars funded by a variety of bonding efforts that have come before the Board, which is for the Primary Clarifiers project.

Just to summarize: our revenues should be up because of some of the rate increases that we have initiated through the Board. It will be a fairly flat budget going into 2006. Capital spending is going to double compared to last year at nearly 6 million dollars.

Gina Kostoff: We noted that the budget increased by 2.4%, but if you take out things that we have no control over like health benefits for employees, other pass through items like chemicals, the budget is actually down, is that correct?

Len Poehler: Yes, that is correct. Chemicals are an on-going item. Another example of our strategic and operating planning one of the things we do is highlight these large increase areas, such as chemicals in our filtration plant. Year after year we have had substantial increases in this area. Part of the process for next year is to target that area and look at ways to reduce our costs there, but right now it is a high point of increase. It is absorbed in our 2.3% increase, as well as several Civil City related costs namely health insurance and our share of the IT costs are up quite a bit. We need to increase our technology investment to get some return off of that.

Greg Meszaros: There was a lot of cost pressure and the staff worked really hard to come up with plans to deal with it. Besides energy and energy components, settling the union contracts and getting prepared for Aboite Township annexation, there is a lot of cost pressures to bring this in to just under 2 ½%.

Gina Kostoff: To me this is pretty significant being that we have only a 2.4% increase and in reality a slight decrease and our revenues are up. This is a sign of a good healthy utility in my opinion.

Greg Meszaros: If you see some of the pipeline trends, we are continuing to maintain a larger system in terms of distribution and we are continuing to do that with rising work force productivity...the yield per employee. As Len said, that's part of a bringing together of an alignment of our technology better, our LEAN and Six Sigma investments. I think our rate payers get a pretty good value...I seem kind of biased...but again, in 2006 the drinking water that we produce will be purer than ever before, the sewage we treat at our treatment plant will be cleaner that ever before. Not only are we controlling the cost, but our service levels are rising. I think it is exciting to see the Capital investments to continue. For the Board, we are going to continue to watch on the budget side that we see combined sewers continue to be the key long-term issue for the Utility. A big part of our budget is our continuing

efforts to compete and/or acquire our main competitor, Aqua Indiana. If you looked at some of the numbers you can see just on the water utility water customer growth is pretty anemic. Aqua Indiana is really a competitor that dominates both of the growth areas in our community. Long term it is not healthy for the organization to have a utility that cannot grow on the water side, so that is why we are being aggressive with competing with Aqua Indiana and having developers pick us as the utility of choice for investments. That is why we have individuals like Mary Jane Slaton, Ted Nitza and others that are focused on growing our markets in our wholesale areas as well as our retail areas.

Gina Kostoff: One other item that I saw was a staff reduction of 1.6%, yet we are discussing bringing in new positions such as a training coordinator and a process improvement position. Can you talk about how this will aid the Utility in the long run? If we are reducing staff in some areas why are we adding staff in these areas? What is the impact going to be?

Len Poehler: Part of our overall strategic planning process is to identify places that can add value to us. One of those positions is in engineering to help manage our CSO compliance efforts. We have a very good LEAN program going now, so the plans are is to bring in someone to help us do that. The payback there is going to be good and add a lot of value to our organization. Complying with regulations is very important, so we have to staff for the MPDES permits that are being required and our CSO requirements.

Greg Meszaros: When you say attrition we do not lay off any employees. These are employees that we manage through retirement or as employees move on. Like any industry we are in a mode where you might describe as knowledge worker needs or high demand positions that are critical to our long-term success. We try to poise ourselves for the positions that are more prone to be affected by technology and a like. The demand for regulatory specialists and the demand for information technology staff, process improvement activities are those always on our radar screen.

Ryan Chasey: Len can you address the line in which you stated that you are going to do a 3% increase in terms of your salaries and you are going to be down 6 ½ people. Can you discuss the line in the overall summary under Capital labor and bonus increases by 5.4%?

Len Poehler: It really is a function of the contract negotiations. There were several or many operations where in our negotiations we consolidated functions and increasing the wage because we were making the jobs more complex. We would allow equity adjustments in situations where we would increase the complexity of the job or job knowledge required, so additional expenses would be associated with that. Again, it is abnormal for the fact that the contracts were all bunched together. On the average in the year of negotiations, we average about 5 or 6% in that year. We will not see this same bump next year, it will be 3% or less. You will actually see the impact of attrition we had this year.

Greg Meszaros: Ninety percent or thereabouts of our employee base are unionized. So we had seven contracts up. Typically settlement often involves some kind of signing bonus to get the membership to ratify a contract. So you will see those one-time spike costs in a negotiation year. On the non-union side we have again about 10% of our workforce is non-union that would be either management or specialized employees, like engineers. We target 3% percent and work within those bounds. Some employees will get less than 3% if they didn't meet their goal settings and some employees will get more that that.
I will be happy to share with you in more detail. We have a really vigorous system where we bring strategic planning, operating planning and quarterly reviews with all of our staff and that is how we ultimately make decisions in terms of final pay recommendations for the non-union staff. Sometimes with non-union staff too, if we are going to track challenging

positions such as engineers, you will see some of those salaries increase because of market conditions. As an example, the entry salary for a graduating Purdue engineer is over $50,000 now.

Ryan Chasey: Thank you, I appreciated the explanation because I was most interested in how the union contracts affected the global line item for over 3%.

Greg Meszaros: I don't want to keep dwelling on this, but another example is how we are trying to get unions to work better. We have sewer and water maintenance departments next to each other and two different unions, so for the first time we crafted union agreements that both of these unions would share resources together. These are strong unions. They did get a little extra money for that commitment, but we are already seeing great value there. We had a payroll clerk retire in our sewer department and inside of filling that position, we used our water payroll clerk to take over those duties.

John Suarez: What part of the bonus item attributes to the budget?
Greg Meszaros: I do not know the exact number. Typically, all of our labor agreements contain a pay-for-performance bonus and don't exceed about $1,000 and they are goal driven. Again, it is all based on valued added or goal achievement. There are some nullifiers too. For example, if we ever have a drinking water incident (Public Notice), where we have some kind of drinking water standard that is violated and we are required to notify the public to boil water, all bonuses are eliminated. There are strong incentives for us to produce safe water. We build protection and value into those bonuses.

Greg Meszaros: Other bonuses that we craft in our labor agreements for example if an employee goes out and secures his/her professional license, you can earn extra money as an individual. The Mayor is particularly proud of this because they not only gain the experience and knowledge, but can earn more money as an individual. We are 90% unionized and that structure has been with us for our whole history and that structure has led to a strong Utility.

Greg Meszaros: I hope the Board finds the Budget books useful and some of the digests and summaries. If throughout the year you have any other suggestions on how we can provide better budget material to you, just let us know. We are committed to making sure you feel comfortable and have high value. I will add we did review the Budgets with the Mayor and with the Deputy Mayor.

1. Approval of City Utilities' 2006 Annual Budget.

   Gina Kostoff moved approval of the Water and Sewer Budgets for 2006. Motion carried.

   Greg Meszaros moved approval of the Stormwater Budget for 2006. Motion carried.

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